

IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

IN THE MATTER OF: )  
HEIDI MARIE BROWN, ) CASE NO. 22DR17285  
PETITIONER, ) **TEMPORARY PROTECTIVE ORDER OF**  
and ) **RESTRAINT**  
(Pre-Judgment Status Quo – ORS 107.097)  
ARNAUD PARIS, )  
RESPONDENT. )

This matter came before the court on Petitioner's ex parte motion for a temporary protective order of restraint. Based upon Petitioner's declaration and the other documents on file herein, the court hereby finds the following:

1. The parties' minor children are E L P (7) and J M P (7).
2. Their children's usual place of residence is with Petitioner at 665 Leonard St., in Ashland, Oregon.
3. Their children are currently enrolled and attend school at Bellview Elementary School in Ashland, Oregon.
4. Both parties exercise parenting time with their children on a roughly equal basis.

THEREFORE, IT IS HEREBY ORDERED that Petitioner and Respondent are restrained from the following:

1. Changing their children's usual place of residence at 665 Leonard St., in Ashland, Oregon;
2. Interfering with the present placement and daily schedule of their children, which includes attending school at Bellview Elementary School in Ashland, Oregon;

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
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- 10/11/2022 4:15:55 PM

EXHIBIT 1  
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**UTCR 5.100 Certificate of Readiness**

This proposed order is ready for judicial signature because service is not required by statute, rule, or otherwise.

DATED: 10/07/2022

**CARTY LAW, P.C.**



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Sarah Bain, OSB No. 202594  
Email: sarah@cartylawpc.com  
Attorney for Petitioner

\* \* \* \* \*

**NOTICE**

You may request a hearing on this order as long as it remains in effect by filing with the court a request for a hearing. In the request you must tell the court and the other party that you object to the order and specifically why you disagree with the representation of the status quo described in the order. In the request you must also inform the court of your telephone number or contact number and your current residence, mailing, or contact address.

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
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**CARTY LAW, P.C.**  
P.O. Box 4628, Salem, Oregon 97302  
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EXHIBIT 1  
Page 3 of 3

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

In re the Matter of J.P. and E.P.:  
ARNAUD PARIS,

Plaintiff,

v.

HEIDI MARIE BROWN,

Defendant.

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Civ. No. 1:22-cv-01593-MC

JUDGMENT

MCSHANE, Judge:

Based on the Court's Findings of Fact and Conclusions of Law, the Petition for Return of Children under the Hauge Convention is DENIED. The children will remain in Ashland, Oregon for the 2022-2023 school year. No further Opinion will be filed. Judgment for Respondent.

IT IS SO ORDERED.

DATED this 7<sup>th</sup> day of December, 2022.

/s/ Michael J. McShane

Michael McShane

United States District Judge



IN THE SUPREME COURT OF THE STATE OF OREGON

HEIDI MARIE BROWN,  
Petitioner-Adverse Party,

v.

ARNAUD PARIS,  
Respondent-Relator.

Jackson County Circuit Court  
22DR17285


S070246

**ORDER DENYING PETITION FOR PEREMPTORY WRIT OF MANDAMUS AND  
DENYING MOTION TO VACATE**

Upon consideration by the court.

The petition for peremptory writ of mandamus is denied without prejudice.

The emergency motion to vacate the trial court's October 11, 2022, status quo order is denied as moot.



MEAGAN A. FLYNN  
CHIEF JUSTICE, SUPREME COURT  
7/11/2023 4:28 PM

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**DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS**

Prevailing party: Adverse Party.

[ X ] No costs allowed.

---

c: George W Kelly  
Arnuad Paris  
Hon. David J Orr

jjr

**ORDER DENYING PETITION FOR PEREMPTORY WRIT OF MANDAMUS AND  
DENYING MOTION TO VACATE**

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REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,  
Supreme Court Building, 1163 State Street, Salem, OR 97301-2563  
Page 1 of 1

IN THE SUPREME COURT OF THE STATE OF OREGON

HEIDI MARIE BROWN,  
Petitioner-Adverse Party,

v.

ARNAUD PARIS,  
Respondent-Relator.

Jackson County Circuit Court  
22DR17285

S070246

**ORDER DENYING MOTION FOR RECONSIDERATION**

Upon consideration by the court.

The motion for reconsideration is denied.



MEAGAN A. FLYNN CHIEF JUSTICE, SUPREME COURT 10/24/2023 3:47 PM
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c: George W Kelly  
Arnaud Paris

jjr

**ORDER DENYING MOTION FOR RECONSIDERATION**

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REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,  
Supreme Court Building, 1163 State Street, Salem, OR 97301-2563  
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## IN THE SUPREME COURT OF THE STATE OF OREGON

HEIDI MARIE BROWN,  
Petitioner-Adverse Party,

v.

ARNAUD PARIS,  
Respondent-Relator.

Jackson County Circuit Court  
22DR17285

S070246

**APPELLATE JUDGMENT**

Upon consideration of the court.

The petition for peremptory writ of mandamus is denied without prejudice.

The emergency motion to vacate the trial court's October 11, 2022, status quo order is denied as moot.

July 11, 2023

DATE

/s/ Meagan Flynn

Chief Justice, Supreme Court

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**DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS**

Prevailing party: Adverse Party.

No costs allowed.

Oregon Supreme Court:

Appellate Judgment Effective Date: February 01, 2024

*NOTE: This is the appellate judgment of the Oregon Supreme Court and should be entered pursuant to ORS 19.450*

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**APPELLATE JUDGMENT**

Appellate Court Administrator, Appellate Court Records Section

1163 State Street, Salem, Oregon 97301-2563

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1 The Court, having received argument and evidence from counsel and the parties, and  
2 Mr. Paris having received specific notice of the hearing continuation on August 3<sup>rd</sup>, and  
3 having failed to appear, and his request to appear remotely from France at the continuation  
4 of the hearing on August 3<sup>rd</sup> having been denied on the record, and Mr. Paris and his counsel  
5 having been permitted to attend the hearing, but not having been permitted to present further  
6 argument or evidence after his failure to appear on August 3<sup>rd</sup>, and the Court being fully  
7 advised in the premises, makes the following  
8

9 **FINDINGS OF FACT**

- 10 1. Mother and Father are the unmarried parents of two minor children, E ■ and  
11 J ■, age 8.  
12  
13 2. The children were born in Ashland, Oregon, at Ashland Community Hospital.  
14 They are United States citizens. During the first months of their lives, the  
15 children lived in Oregon. They later acquired citizenship of France during the  
16 time they were living in California when they were two years old.  
17  
18 3. The Court received evidence about the children's extensive contacts and  
19 connections with Oregon. Significant evidence exists concerning the children's  
20 contacts with Oregon, including evidence concerning the children's care,  
21 protection, training and personal relationships.  
22 The maximum contacts and evidence about the children are in one state:  
23 Oregon.  
24  
25



1 The children have a large network of extended family, including young cousins  
2 ranging from age 2-15, in the Rogue Valley, Oregon area with whom they are  
3 closely bonded and with whom they have spent significant time throughout  
4 their lives. Multiple witnesses, including Mother's stepbrother Shaun Olson,  
5 testified about the extensive family connections with the children that have  
6 been fostered over the years. Mr. Olson also testified about a sleep-over at his  
7 house with the children on October 4, 2022.  
8

9 a. The children were still enrolled in school in early October, 2022 at Bellevue  
10 Elementary School in Ashland. J. [REDACTED]'s teacher Ellen Gayton testified that  
11 J. [REDACTED] fit in right away in the class. Mother testified that the children had  
12 many friends when they began school there in August, 2022 because of  
13 their relationships with friends in the Rogue Valley. The children  
14 participated in the school run fundraiser. Ms. Gayton testified that she had  
15 regular interactions with Father at drop-offs, and that she had further  
16 observations of Mother, Father and the children that she could share at a  
17 subsequent custody proceeding in Oregon.  
18

19 b. The Court received into evidence copies of the children's medical records  
20 with Dr. Jani Rollins, where they have been cared for since birth. Mother  
21 testified that Dr. Rollins would be available to testify in a further custody  
22 hearing in Oregon.  
23  
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- 1 c. The Court received into evidence copies of the children's orthodontia  
2 records from their orthodontist in Ashland, where they had been treated  
3 since 2021, when they were six years old.
- 4 d. The Court received into evidence testimony from the children's dance  
5 teacher Cassandra Preskenis, who has taught them at numerous times  
6 throughout their lives. She had observations about the parents and children  
7 that she could share at a later custody hearing in Oregon.
- 8 e. The Court received testimony from the children's maternal grandmother  
9 Margaret Olson, who lives in Ashland, about her involvement with the  
10 children throughout their lives. This involvement included being present  
11 for their birth, for annual time in Ashland during holidays, staying with the  
12 children and the parties in California, traveling to France with the family,  
13 and other information about the children. She indicated she had  
14 observations about the parents and children that she could share at a later  
15 custody hearing in Oregon.
- 16 f. The Court received testimony from the children's maternal grandfather,  
17 Mother's stepfather, who lives in Ashland, about his involvement in the  
18 children's lives throughout their lives. This involvement included being  
19 present at their birth, for annual time in Ashland during holidays, traveling  
20 to France with the family, teaching them how to fish in the summer of  
21 2021, teaching them rudimentary wood-working, and other information  
22  
23  
24  
25



1 about the children. He indicated he had further observations about the  
2 parents and children that he could share at a later custody hearing in  
3 Oregon.

4 g. The Court received testimony from other friends, namely Mary Chapinan,  
5 Noah Treiger, and Jay Treiger, all of whom are located in the Rogue Valley,  
6 who testified about contact with the children over the years since their  
7 birth. Ms. Chapman and Messrs. Treiger testified that they had additional  
8 observations of Mother, Father, and of the children that they could share at  
9 a later custody hearing in Oregon.  
10

11 h. In the summer of 2022, Mother testified that Father placed an air tag in her  
12 vehicle which she used to drive the children, and Mother reported the  
13 incident to the Ashland Police. Mother testified that the Ashland Police  
14 officer who took her report would be available to testify later in a custody  
15 proceeding in Oregon.  
16

17 i. Mother testified that in the summer of 2022, Father accessed her computer  
18 in Ashland without her consent to read her private communications with  
19 her French lawyer, and when Mother discovered this she reported it to the  
20 police. There is a criminal case pending in Jackson County Circuit Court  
21 case no. 22CR59524. The officer and any witnesses who appear in that  
22 proceeding could appear in a later custody proceeding in Oregon.  
23  
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1 j. Mother testified that the parties hired an au pair to live with the family in  
2 Ashland, who then lived in the household with the children from August,  
3 2022 until November 2022. Mother testified that the au pair would be  
4 available to testify in a later custody proceeding in Oregon about her  
5 observations of the parties and the children.

6  
7 k. Mother and Father and the children were all living in Ashland, Oregon in  
8 October 2022.

9 l. All parenting time from the date of the girls' move to Oregon in July 2022  
10 through October, 2022 was exercised in Oregon.

11 m. On October 6 and 7, 2022, Father lived in Oregon and did not remain in  
12 France.

13  
14 4. Significant evidence does not exist for the children's connections with any  
15 other jurisdiction.

16 a. Father's presentation of evidence in his declarations filed with the court  
17 focused on him, and not the children, living in France. Father's testimony  
18 was stricken when he refused to appear in person for his cross-examination.  
19 Father's statements in his declaration were not credible.

20  
21 b. Father's apartment in France is not a family home. He did not live there on  
22 October 6 or 7, 2022. The family only stayed there briefly when they went  
23 to France as it is not suitable for a family. Mother testified that the  
24  
25

1 apartment is not legally possible to use as a family home because it is too  
2 small for the four of them to reside there for Paris residency requirements.

3 c. Mother testified that the parties not only intended to be in France for a  
4 short period of time for pre-school in 2019-20, they lived like it. They lived  
5 in a furnished apartment. They focused their efforts on developing a family  
6 home first in California and then, beginning in 2021, in Ashland. Mother  
7 testified that for much of the time during their stay in Paris from August  
8 2019-July 2022, French rules, uncertainty over the COVID-19 pandemic,  
9 and the parties' own concern for their and the children's health limited their  
10 interactions with the world around them. When the parties moved back to  
11 the United States in 2022, they sold all their limited furnishings, said  
12 goodbyes, and unenrolled the children from school in France.  
13

14 d. Although the parties through counsel signed an agreement on July 19, 2022  
15 (Exhibit 18) for the family to alternate years between France and Oregon,  
16 this agreement was both 1) based on the assumption that the parties would  
17 stay together as a couple and family, and 2) included language that the  
18 agreed alternation was dependent on the children's best interests. The  
19 parents are no longer a couple. Mother made clear that she did not believe  
20 it was in the children's best interests to leave Oregon.  
21

22 e. At a hearing in US District Court in December, 2022, the Honorable Judge  
23 Michael McShane found that the parties had stipulated to the children's  
24  
25



1 move to Oregon in 2022, and that there was no wrongful removal or  
2 wrongful retention of the children.

3 f. The only information about the children's lives in France besides from  
4 Mother was presented by Sebastian Natal, who had little information about  
5 the children and testified he had not talked to them since Father and  
6 Mother moved to Oregon in 2022. Mr. Natal was able to testify remotely  
7 from France in this hearing, and likely could appear remotely at a later  
8 hearing if called to testify.

9 g. Mother testified that there is limited family in France, and the children are  
10 not as bonded to paternal cousins as they are to the maternal cousins  
11 because of a significant age gap between paternal relatives and the children.

12 h. To the extent that there is evidence in France, subject to the court's  
13 discretion, under Oregon law a party such as Mother or Father can call the  
14 witnesses remotely to testify in a custody proceeding in Oregon.

15 i. Mother testified that the French court did not allow witnesses to be called  
16 remotely, or for witnesses to testify meaningfully at all in that proceeding.

17 5. In late August, 2022, until at least October 7, 2022, Father, Mother, and the  
18 children were living together in the marital residence on Leonard Street in  
19 Ashland, Oregon.

20 6. Father did not live in France- or anywhere else besides Ashland – in early  
21 October 2022. He had moved to Ashland to be with Mother and the children  
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1 in August, 2022. He had moved his permanent belongings from storage in  
2 California to Ashland in late August, 2022. His credit card and bank  
3 statements for September-October 2022 (Exhibits 79 & 80) show him buying  
4 groceries for the family in Ashland and Medford, going out to eat in Ashland,  
5 and living in Oregon with his children.  
6

7 7. The children were born in Ashland, Oregon and are United States citizens.  
8 They later acquired citizenship of France while living in Topanga, California.

9 8. The proceedings in this matter have demonstrated that a Court of the State of  
10 Oregon may and can take extensive testimony and evidence via remote means  
11 from witnesses located abroad. All of the witnesses necessary to resolve the  
12 parties' custody dispute can likely participate in this proceeding, even remotely  
13 if necessary.  
14

15 9. Substantial evidence does not exist in France.

16 a. The children were in France from mid-2019 to mid-2022 on a temporary  
17 basis.  
18

19 b. They had been to visit France before, but only stayed briefly to visit family.

20 c. The parties moved to France from Los Angeles in 2019 to take advantage  
21 of free pre-kindergarten for the twins. They intended to return to California  
22 initially, and then to Oregon.  
23

24 d. While in France, the family stayed in a furnished apartment.  
25

- 1 e. The family's stay was extended against their wishes due to the unforeseen
- 2 effects of the COVID-19 pandemic.
- 3 f. During the parties' stay in France, they returned with the children to see
- 4 family in Oregon for over three months, to build the family home in
- 5 Ashland, and attended orthodontia appointments in Oregon.
- 6 g. The children had been unenrolled in French schooling by their parents
- 7 consent in the summer of 2022.
- 8 h. Father apparently filed taxes claiming he was a resident of California during
- 9 the years the parties were in France.
- 10 i. On October 5, 2022 Father acknowledged the children lived in Oregon and
- 11 promised that he would never kidnap them to France.
- 12 j. The parties had said their goodbyes and departed from France to Oregon as
- 13 family in July and August, 2022.
- 14 k. There is no evidence that the French court would consider extensive
- 15 evidence from outside France about the children.
- 16
- 17
- 18
- 19 10. Under the totality of the circumstances, the parties' move from France to Oregon
- 20 was not a temporary absence from France.
- 21 a. The children lived in Oregon on October 7, 2022.
- 22 b. Father lived in Oregon on October 7, 2022. He loves his children and
- 23 would not live in France away from them.
- 24
- 25



- 1 c. Mother lived in Oregon on October 7, 2022. She loves her children and  
2 would not live anywhere else away from them.
- 3 d. The parties sold their temporary furniture in moving from France. They  
4 did not maintain a family residence in France after leaving in the summer of  
5 2022. When Father returned to France with the minor children in violation  
6 of this court's orders in July, 2023, he did not take them to live in his small  
7 apartment in Paris. He took them to his parent's home in the suburbs of  
8 Paris.
- 9 e. While Father told the court in his declaration that he went to France in  
10 September, 2022, Mother testified that he in fact went primarily to  
11 Germany.
- 12 f. Father told Mother several times that he would agree to live in Oregon, and  
13 his actions corresponded to his statements.
- 14 g. Father drove the family vehicle from California to Oregon to register it and  
15 have it insured in Oregon in 2021.
- 16 h. Mother testified that Father claimed residency in California for tax  
17 purposes the entire time the parties were in France, until at least October  
18 2022.
- 19 i. The parties' mediated agreement from July 2022 (Exhibit 18) was an  
20 agreement for the family to live together, and did not contemplate the  
21 parties separating. It also made clear that the agreement was conditioned  
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1 on both parties agreeing that it was in the children's best interests to  
2 continue to follow the terms beyond getting to Oregon in the summer of  
3 2022.

4  
5 11. Mother prevailed at the Hague proceeding in December 2022. The children  
6 were not wrongfully removed from France. Father intended for the children to  
7 come to live in Oregon.

8 12. In March 2023, at a hearing in France in which Mother was not present, Father  
9 obtained a favorable custody determination.

10 a. The French court is not a court of record such as an Oregon court of  
11 record. There is no independent record of proceedings for a party such as  
12 Mother to refer to in litigation. Notice is provided only through counsel.

13 b. Mother is not a citizen of France.

14 c. Mother's initial French counsel, Noemie Hodara, had to withdraw because  
15 of a complaint filed by Father after the initial appearance in January 2022.

16 d. Mother had no reason to believe that anything other than jurisdiction  
17 would be addressed at the proceeding in March, 2023. Her lawyer made  
18 clear to her that the March, 2023 hearing applied only to jurisdiction.  
19 Accordingly, Mother presented only evidence on the habitual residence  
20 standard.  
21  
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- 1 c. Mother did not have an opportunity to call witnesses, cross examine  
2 witnesses, or meaningfully rebut Father's evidence at the March 2023  
3 French hearing. She could not appear remotely.
- 4 f. At the March 2023 hearing, Father represented himself as living in France  
5 as a resident of Paris in early October, 2022 and at the time of the hearing.  
6 Neither representation was true. He lived in Oregon in early October,  
7 2022. He was exercising week-on, week-off time with the children subject  
8 to the TPOR Status Quo at the time of the hearing, and was receiving  
9 health benefits and wages from his employer in Texas in March, 2023.
- 10 g. If Mother believed the French court would have decided anything on  
11 exercising jurisdiction, Mother would have done anything possible to be in  
12 France. She testified she would have swam to France if necessary, and her  
13 desire to be there was credible. She testified she has spent over \$300,000  
14 on legal fees in this matter, and it does not make sense that a person such as  
15 Mother would not appear if she thought her rights as the children's mother  
16 would be substantially affected.
- 17 h. Mother received a summons in the French proceeding, but had to rely only  
18 on her French counsel for understanding the proceedings in the French  
19 court.  
20  
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- i. Mother did not receive a hearing notice for the French hearing such as a hearing notice generated by the State Courts of Oregon. Her counsel indicated to her that the hearing would be on jurisdiction only
- j. Mother presented no evidence at the hearing on the issue of custody and parenting time because of her lack of understanding of the court's procedures.
- k. Mother is a citizen of the United States. Mother's due process rights and constitutional right to open court proceedings were implicated by the French court's ruling on her custodial rights.
- l. Given the stakes involved, the relief requested, and the position taken by Father to limit Mother's parenting time to time in France, including presently seeking an order stopping the children from leaving France for the next five years, the hearing in France was akin in substantive way to a termination of parental rights proceeding in Oregon.
- m. A parent's right to parent their child is a fundamental right protected by US Constitution and the Oregon Constitution.
- n. Through no fault of her own, Mother did not appear at the French hearing wherein Father was granted "shared custody" of the children. In later documents, Father represented to authorities that he was awarded sole custody.



13. The French court's jurisdictional ruling is on pages 3 and 4 of the Judgment rendered on April 21, 2023 by the Family Court Judge Karima Brahimi.

a. The language in the jurisdictional ruling of the French judgment is as follows: *"In this case, in light of the documents in the file and the debates, it appears that since the birth of the two daughters, the couple and the children have resided alternately in France in the United States; that since the start of the 2019 school year, the couple and the children have settled in France and the two daughters have been schooled in France, that during April 2022, relationship difficulties have arisen between the couple and that the two parents no longer agree on the family's place of residence, with Mr. PARIS wishing to remain in France and Ms. BROWN wishing to return to the United States; that nevertheless the parents agreed on July 19, 2022 for the family to leave for the United States for the 2022-2023 school year, the couple's two daughters having arrived on American territory on July 29, 2022. "Thus, at the time of the referral to the French court, on October 6, 2022, [REDACTED] and E [REDACTED] had been residing in the United States for only two months; before that, they had been residing and attending school in France for three years, a country in which they were socially integrated; if the parents agreed to return to the United States, this agreement concerned only the 2022/2023 school year, and thus it cannot be inferred that the parents had the common intention of transferring the children's residence to the United States on a long-term basis."*

1           *"Consequently, taking into account these elements, it appears that on the day of the*  
2           *referral to the French court, i.e. October 6, 2022, J [REDACTED] and E [REDACTED] had their habitual*  
3           *residence in France.*

4           *"Therefore, the French judge is competent to rule on claims relating to parental*  
5           *responsibility (emphasis added)."*  
6

- 7           i. The French court's ruling on jurisdiction primarily focused on the intent  
8           of the parties and their consent in establishing a habitual residence for  
9           the children and assuming jurisdiction.
- 10          ii. The French court's ruling on jurisdiction focused on the children's  
11          habitual residence, and where they were integrated socially.
- 12          iii. The French court did not address anything about the home state of the  
13          minor children, or the extended home state of the minor children.
- 14          iv. The French court did not weigh the relative maximum contacts between  
15          the children and France, or between the children and Oregon, or any  
16          other jurisdiction, in making its determination to exercise jurisdiction.
- 17          v. The French court did not consider whether Father and the children  
18          were located in France and whether Father was exercising parenting  
19          time in France in October 2022.
- 20          vi. The French court was factually wrong to the extent that it determined  
21          Father was living in France for the purposes of the UCCJEA. Father  
22          was living in Oregon, not France in early October 2022.
- 23
- 24
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1           b. The French court was aware of this proceeding before it made its  
2           jurisdictional determination. Mother testified that it made no effort to  
3           contact this court before awarding Father custody and the French judgment  
4           does not reflect any effort or consideration of Oregon's jurisdiction besides  
5           which court was "seized" first. The French court did not attempt to  
6           communicate with this court.  
7

8           14. It is the French judgment, and the applicable UCCJEA standards that are the  
9           focus of the proceedings before this Court.

10           15. Before resolving any substantive matters, this Court must determine whether  
11           or not this Court has subject matter jurisdiction over the minor children under  
12           the Uniform Child Custody Jurisdiction and Enforcement Act ("UCCJEA").  
13

14           16. The hearing on the issue of whether or not this Court has UCCJEA jurisdiction  
15           took place over the course of multiple days, wherein the Court heard testimony  
16           from multiple witnesses and received evidence from witnesses in France and in  
17           the courtroom. Both parties were given extensive opportunity to produce  
18           witnesses. Both parties were, or had the opportunity to be, represented by  
19           counsel. Father was able to present his case *pro se* as he saw fit, subject to the  
20           rules of evidence, during the first three days of hearing.  
21

22           17. After the first three days of hearing, Father wrongfully misrepresented the  
23           registration of the French judgment to lawful authorities, and, contrary to this  
24  
25



1 court's prior, explicit, written, and repeated orders, ~~accorded to France with~~ removed  
 2 the minor children from this state and took them to France.

3 18. A TPOR was entered on October 7, 2022 and remains in effect. Neither party  
 4 is allowed to leave the state of Oregon with the minor children without the  
 5 agreement of the other parent.

6 19. Father and the minor children are located in France at present, in violation of  
 7 this court's orders. As the Court told Father on June 21, he violates this  
 8 court's orders at his peril.

9 20. Father was aware of the TPOR and was told repeatedly by the Court that the  
 10 judgment had not yet been confirmed or validated.

11 21. Mother testified that Father requested that the August 3, 2023 hearing be set so  
 12 he could personally appear.

13 22. Father filed belated motions for remote appearance for the August 3<sup>rd</sup>, 2023  
 14 continuation of hearing. His motions were not timely, were not in good faith,  
 15 and were prejudicial to Mother, who was about to resume her cross-  
 16 examination of Father. Father should not violate court orders and expect to  
 17 ~~receive special treatment as a result~~ thereby gain any advantage.

18 23. The children have a highly desirable pediatrician, dentist, and orthodontist in  
 19 Oregon.



1       24. Taking into account the above facts, the children did not have a home state on  
 2       October 6 or October 7, 2022 for the purposes of the UCCJEA, ORS  
 3       109.741(1)(a).

4       a. The children did not have an extended home state at the time either,  
 5       because Father did not continue to live in France in early October 2022.  
 6       He lived in Oregon.

7  
 8       b. The children and the children's parents, or the children and at least one  
 9       person acting as a parent, did not have a significant connection with France  
 10       in early October 2022, because substantial evidence concerning the  
 11       children's care, protection, training and personal relationships was only in  
 12       Oregon, and not France, ORS 109.741(1)(b)(A)-(B).

13  
 14       c. The children and the children's parents, or the children and at least one  
 15       person acting as a parent, did not have a significant connection with France  
 16       in early October, 2022, because Father did not reside in France at the time,  
 17       and although he maintained a meaningful relationship with the children, in  
 18       doing so, he exercised parenting time in Oregon, ORS 109.741(1)(b)(A)-(B).

19       d. No other state than Oregon would have jurisdiction under ORS  
 20       109.741(1)(a),(b) and (c) to make an initial custody determination.

21  
 22       25. Oregon has jurisdiction to make an initial custody determination. The issuing  
 23       court of the French judgment did not have jurisdiction under ORS 109.741 to  
 24       ORS 109.771. ORS 109.787(5)(a).  
 25

1 26. Mother is contesting registration, and was entitled to notice of the French  
 2 judgment for the purposes of Oregon law. Notice was not given in accordance  
 3 with ORS 109.724 and the Oregon Constitution, Article 1, Section 10, of the  
 4 initial custody determination in the proceedings before the French court that  
 5 issued the order for which registration was sought.  
 6

7 27. It is appropriate that this court assume jurisdiction.

8 **NOW, THEREFORE IT IS HEREBY ORDERED AND ADJUDGED:**

9 1. This court is authorized by the UCCJEA, ORS 109.701 et. seq., to take  
 10 jurisdiction over the minor children of the parties and this matter.

11 2. France does not have jurisdiction over the minor children of the parties and  
 12 this matter pursuant to ORS 109.701 et. seq.

13 3. Mother has established by clear and convincing evidence that the issuing court  
 14 in France did not have jurisdiction to make an initial custody determination  
 15 under ORS 109.741 to ORS 109.771.

16 a. This Court declines to confirm Father's registration of the French custody  
 17 order, as France did not have home state or significant connection  
 18 jurisdiction under factual circumstances in substantial conformity with the  
 19 UCCJEA at the time it made the custody order.

20 b. For the foregoing reasons, pursuant to ORS 109.787(5)(a), the request to  
 21 register the child custody determination in the judgment of the French  
 22 court is DENIED.

23 4. Mother has established by clear and convincing evidence that Mother was  
 24 entitled to notice, but notice was not given in accordance with the standards of  
 25

1           ORS 109.724 and the Oregon Constitution in the proceedings before the  
2           French court.

3           a. The French court's processes and procedures in the application of these  
4           facts do not substantially conform with the UCCJEA standards or Oregon  
5           constitution. As such, the French court's custody determination is not  
6           lawful in this country and in this Court.

7           b. Mother did not have actual notice of the French proceeding and an  
8           opportunity to be heard for the purposes of Oregon law. To register,  
9           confirm, and validate the French judgment in this circumstance would be a  
10          violation of ORS 109.787(5)(c) and of Mother's constitutional rights under  
11          the Article 1, Section 10 of the Oregon Constitution.

12          c. Father had notice of this proceeding and an opportunity to be heard.

13          d. For the foregoing reasons, pursuant to ORS 109.787(5)(c), the request to  
14          register the child custody determination in the judgment of the French  
15          court is DENIED.

16        5. In making an initial custody determination, France did not have subject matter  
17        jurisdiction as required under the UCCJEA.

18        6. A court's analysis under the habitual residence standard and the UCCJEA  
19        home state standard may come to different conclusions given certain facts  
20        presented in a matter. This Court makes no ruling on the applicability of the  
21        habitual residence standard by the French court.

22        7. France did not have home state jurisdiction, as the children had lived in  
23        Oregon for approximately two months at the time Father filed for custody in  
24        France.  
25



- 1 a. Father did not live in France at the time Father filed for custody in France.  
2 In considering the totality of the circumstances, Father's argument that his  
3 absence from France was temporary fails. Father's absence from France  
4 was not temporary.
- 5 b. Father's argument that France had extended home state jurisdiction is  
6 without merit. He did not live in France on October 7, 2022. He lived  
7 with his children and Mother in Oregon.
- 8 c. The French judgment is not in substantial factual conformity with the  
9 UCCJEA pursuant to ORS 109.781.
- 10 i. The French court impermissibly gave significant weight to its  
11 determination of the intention of the parties in establishing a habitual  
12 residence of the children. That is an error of law for the purposes of  
13 the UCCJEA. Subject matter jurisdiction cannot be conferred.  
14 Jurisdiction cannot be conferred by the parties by consent, nor can the  
15 want of jurisdiction be remedied by waiver, or by estoppel. *Matter of*  
16 *Marriage of Schwartz and Battini*, 289 Or App 332, 338 (2017), citing  
17 *Shepard v. Lopez-Barcenas*, 200 Or App 692, 697, 254, rev. den., 339 Or  
18 475, 124 P.3d 1248 (2005) ("[A] party's consent to the trial court's  
19 jurisdiction over the initial determination of custody under the  
20 UCCJEA has no effect if, indeed, the court lacked jurisdiction to  
21 make that determination."); see also *Medill and Medill*, 179 Or App 630,  
22 645, 40 P.3d 1087 (2002) (same).
- 23 ii. The French court did not weigh the maximum contacts.
- 24  
25

1           iii. The maximum contacts for evidence concerning the children are  
2           present in Oregon.

3           iv. To the extent that any necessary evidence is present in France, the  
4           witnesses in France can testify in the custody proceeding remotely.

5       8. The French court does not have significant connection jurisdiction.

6           a. The French court did not determine whether it had home state jurisdiction  
7           or anything similar to it, a necessary step before determining significant  
8           connection jurisdiction.

9           b. The French court was aware of this proceeding and should have  
10          communicated with this Court before making a custody determination, but  
11          the French court did not do so. See ORS 109.751(4).

12          c. Father was not exercising his parenting time in France at the time the  
13          custody matter was filed in France, and was not residing in France at the  
14          time either. Under the *Mayfield* test for significant connection jurisdiction,  
15          306 Or App 386, 392 (2020), citing *White v. Harrison-White*, 280 Mich. App.  
16          383, 394 (2018), France did not have significant connection jurisdiction.

17       9. Oregon has subject matter jurisdiction over the minor children under the  
18       UCCJEA based on significant connection jurisdiction, as there is substantial  
19       evidence of the children's care, protection, training, and personal relationships  
20       in Oregon. As such, this Court will proceed in presiding over the parties'  
21       dissolution and custody matter, and all related matters.

22       10. The French judgment has never been registered in Oregon. It is not a valid  
23       order of Oregon and has no legal effect here. It had no legal effect in Oregon  
24  
25

1 at the time that Father fled with the minor children to France on or about July  
2 22, 2023.

3 11. Additionally, in making its custody order, France failed to provide Mother with  
4 notice as is required by the UCCJEA and Oregon Constitution before a child  
5 custody determination is made.

6 12. The French judgment fails the UCCJEA's jurisdictional and procedural  
7 requirements. As such, the French custody determination is unlawful.

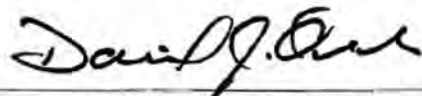
8 13. Father failed to appear at the continuation of this hearing on August 3, 2023.  
9 He had actual notice of the proceeding. He had an opportunity to be heard.  
10 He was not present because he was in willful violation of the court's orders not  
11 to leave the state with the minor children.

12 14. Father knew or should have known that the French judgment had no legal  
13 effect in Oregon until this hearing was adjudicated.

14 15. Father has acted in bad faith in this proceeding.

15 16. The award of attorney fees and costs, if any, should be determined pursuant to  
16 ORCP 68.

17 8/18/2023 3:37:20 PM

18  
19 

20 Circuit Court Judge David J. Orr

21  
22  
23 *[UTCR CERTIFICATE FOLLOWS ON NEXT PAGE]*

1 **UTC R 5.100 CERTIFICATE OF READINESS:** This proposed order is ready for judicial  
signature because I have received no timely objections, despite  
2 an email to the contrary.

3 **DATED** this 16 day of August, 2023.

4 **BUCKLEY LAW P.C.**

5 By: 

6 Taylor L. M. Murdoch, OSB No. 111307  
7 tlm@buckley-law.com  
8 of Attorneys for Mother  
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1 **APPROVED AS TO FORM:**

2  
3 \_\_\_\_\_  
4 Thomas Bittner, Attorney for Father

\_\_\_\_\_ *date*

1 **CERTIFICATE OF SERVICE:** I certify that I served on August 10, 2023, a complete and  
2 exact copy (true copy) of this on the parties or their representative(s) by causing to be hand  
3 delivered a true copy, as follows:

4 **Thomas A Bittner**  
5 **Schulte Anderson**  
6 **811 SW Naito Pkwy Ste 500**  
7 **Portland OR 97204**

8 **DATED** this 11 day of August, 2023.

9 **BUCKLEY LAW P.C.**

10 By:

11 Taylor L. M. Murdoch, OSB No. 111307  
12 tlm@buckley-law.com  
13 of Attorneys for Mother  
14  
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16  
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24  
25

Verified, Correct Copy of Original 12/28/2023

Heidi Brown  
2256 Abbott Avenue  
Ashland, OR 97520  
Telephone: (541) 944-2066  
Email: [heidimparis@gmail.com](mailto:heidimparis@gmail.com)

Plaintiff, pro se

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

In the Matter of:

HEIDI BROWN,

Petitioner,

vs.

ARNAUD PARIS,

Respondent

Case No.: **22DR17285**

*DO 12-28-23*  
~~AMENDED~~ LIMITED JUDGMENT  
REGARDING CUSTODY, PARENTING  
TIME, AND CHILD SUPPORT AND  
MONEY AWARDS

THIS MATTER comes before the Court for a hearing on custody, parenting time,  
and child support. Mother (petitioner) appeared with her attorney, Taylor Murdoch. Father

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD  
SUPPORT; AND MONEY AWARDS - 1

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(respondent) did not appear. This court, after reviewing the testimony and submissions by mother, is now fully advised and makes the following findings:

(1) Mother and Father are the parents of E and . Additional information concerning the children can be found on the parties' UTCR 2.130 Confidential Information Forms.

(2) At the time of the filing of this case, neither party had resided in the United States for a period of (6) months immediately prior to filing this Petition for Dissolution. Therefore, there was no home state for the children under ORS 109.741(1)(a). However, jurisdiction is proper under ORS 109.741(b) and the UCCJEA for all of the reasons set out in paragraphs 4 and 8 of mother's amended petition. The court finds the facts set out in those paragraphs as accurate. It further finds that venue is proper because at least one party resided in Jackson County at the time of the case's filing.

(3) At the time of the original filing of this petition, Mother was not aware of any other domestic relations suits or petitions for support pursuant to ORS 108.110 involving the parties pending in any other court in the state of Oregon or in any other jurisdiction.

(4) Subsequent to the filing of this case, Father obtained an order regarding custody and parenting time from a court in France and attempted to register that judgment in Jackson County (case # 23DR08269). On August 18, 2023, this court entered a Limited Judgment Re Registration which determined that France has no jurisdiction in this matter and that declined to confirm the registration. No other judgment is presently pending that can be registered.

(5) Mother's annual income is \$120,000; Father's annual income or earning capacity is set by the court at \$130,000. Father was served with the Petition requesting support in October, 2023. Mother incurs costs of approximately \$3,000 to see the children in France each trip.

\_\_\_\_\_) LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD  
SUPPORT; AND MONEY AWARDS - 2

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(6) The things alleged in paragraph 10 of the Mother's amended petition are found by the court to be accurate. Among these are the following findings: Father violated this court's October 11, 2022 Temporary Protective Order of Restraint by taking the children to France and secreting them from Mother in July of 2023; Father has denied Mother virtually all parenting time since the abduction; until the abduction, Mother has always been the children's primary caregiver; and it is in the best interests of the children that mother be awarded custody.

NOW THEREFORE, IT IS HEREBY ADJUDGED:

(1) Sole custody of the children is awarded to Mother.

(2) Parenting time is awarded to Father according to the attached "Parenting Plan Exhibit 1." Father's parenting time will be expanded once he meets the criteria in the attached "Detailed Terms and Conditions." The expansion, which will replace the parenting time set out in the "Parenting Plan Exhibit 1," will be as follows:

- The first weekend of each month from 6:00 p.m. Friday until 6:00 p.m. Sunday
- Winter Break: Father shall have parenting time for one week of school Winter Break every year with the week including Christmas Day in Odd-numbered years
- Spring Break: Father shall have parenting time for Spring Break in Even-numbered years
- Thanksgiving Break: Father shall have parenting time for Thanksgiving Break in Even-numbered years

\_\_\_\_ LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 3



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- Holiday Weekends: There will be no planned holiday weekend parenting time unless both parties agree to it in writing. Holiday weekends include: Martin Luther King, Jr. Birthday, President's Day, Memorial Day, and Labor Day.
- Child's Birthday: Father shall have the option to have parenting time for the children's birthday in Even-numbered years.
- Summer Vacations: Father shall have parenting time with the children for Four Weeks, exercised in Two 2-week blocks, separated by at least one week with Mother. Before April 1 of each year, Father shall notify Mother, in writing, of the dates chosen for summer parenting time. Mother has the right to choose the dates for Father's summer parenting time if Father does not give notice before April 1. Father's summer parenting time shall end at least seven days before the children's first day of school.
- Phone Calls:
  - Father will have phone calls twice per week with the children for up to 30 minutes between the hours of 4pm and 8pm PST when the children are with Mother. Regular times and days will be determined by Mother to allow for extracurricular activities.
  - Mother will have phone calls twice per week with the children for up to 30 minutes when Father is exercising his parenting time.

(3) Father will observe the following rules when he is exercising his parenting time with the children:

1. Father will not consume drugs or alcohol while he is exercising his parenting time

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 4

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2. Father will not have a member of the opposite sex who is not related to them by blood or marriage stay overnight.

3. Father must have Children home by 8pm on school nights and by 9pm on weekend nights unless specifically agreed upon by both parents in writing via email prior to the extended time outside the home.

(4) Mother does not request, and based on Father's conduct herein, the Court does not order that Father receive the benefit of the provisions included in ORS 107.154 i.e. the rights generally available to noncustodial parents in the State of Oregon.

(5) Pursuant to ORS 107.164, Father should have a continuing responsibility to:

(a) Provide his home (not just mailing) address; home, work, and mobile telephone numbers; and email address to Mother; and

(b) Each parent shall have a responsibility to notify the other party of any emergency circumstances or substantial changes in the children's health.

(c) Based on Father's conduct herein, and his disregard of court orders to the detriment of Mother, Mother shall have no duty to provide her exact home address, or her home, work, and mobile telephone number to Father, except as she chooses.

(6) Pursuant to ORS 107.159, neither parent may move to a residence that is more than 60 miles further distant from the other parent without giving the other parent reasonable notice of the change of residence and providing a copy of such notice to the court.

(7) Child support, in conformance with Oregon's Uniform Child Support Guidelines, is \$990.00 monthly, payable by Father to Mother. Mother incurs approximately \$3,000 in order to visit the children in airfare, lodging, and meals in France, where the children are currently

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD  
SUPPORT; AND MONEY AWARDS - 5

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located, in violation of this court's orders. There is a basis to depart from guideline support to include those airfare, lodging, and meals costs as support herein as well to ensure that Mother is able to exercise consistent parenting time until such time as Father complies with this court's orders. Father shall pay to Mother the amount of support that is in conformance with the Guidelines, plus the rebuttal factors above, for a total monthly cash support obligation of \$3,990 per month. Support should be paid in accordance with a wage withholding order as required by ORS Chapter 25. The Department of Justice should provide collecting, accounting, distribution, and enforcement services in accordance with the provisions of ORS 25.020. All support payments due prior to the Department of Justice providing these services should be made directly to the parent entitled to receive the support. All support payments due after the Department of Justice begins providing these services should be paid through the Division of Child Support, Department of Justice, P.O. Box 14506, Salem, Oregon 97309. Each party should notify the Department of Justice, Child Support Program, P.O. Box 14506, Salem, Oregon 97309, of any changes in that party's home or business address within ten (10) days after such change.

(8) Father departed to France with the minor children, in the court's view, criminally, and accordingly the dependency exemption on account of the parties' children shall be claimed by Mother for 2023 and 2024. In any other future year, the dependency exemptions shall be shared in accordance with federal and state tax regulations.

(9) Father shall comply with the following additional provisions:

1. Father should immediately pay for past travel expenses, lodging and meals to and from France for Mother to see children in the amount of \$2,945.00.

✓ LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD  
SUPPORT; AND MONEY AWARDS - 6

(a) Father shall provide Mother with the name and address of the insurer, the policy number, and claim forms, and should fully cooperate in making claims on said policy. This includes an affirmative duty to promptly advise the other parent whenever there is a change in provider or coverage. A copy of the policy and any explanation of benefits paid by the insurer should be provided upon request.

(c) Utilization of Coverage -- The terms of the actual policy of insurance should be controlling on any issues that may arise as to the eligibility of a child for coverage under the terms of the insurance. The terms of the available health insurance may require that a child sees medical care providers other than those the child currently sees. Each party should utilize available health insurance to the fullest extent possible. Any expense that could have been covered by available health insurance but was not because a party did not properly utilize available health insurance should not be considered a reasonable expense that the other parent would need to pay a part of.

EXHIBIT 5  
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(d) Uninsured Health Care Costs -- Each parent should pay one-half of all of E and's reasonably incurred medical, optical, hospital, dental, prescription, counseling, and orthodontic expenses that are not covered by insurance so long as the child for whom the expense is incurred qualifies to receive child support. This does not include ordinary expenses such as bandages, non-prescription medication, and co-pays for doctor's well visits. It is the responsibility of the parent who incurs an uninsured expense to promptly request payment from the other parent of any such expenses. The obligated parent should make reimbursement to the other parent within thirty (30) days of receipt of the payment request and proof that the claim has been submitted to insurance and the insurance company has paid or rejected the claim.

(11) Father has repeatedly harassed Mother's place of work, private businesses, court staff, family members and friends. Father should be restrained from contacting via email, telephone, letter or in person Mother's place of work, insurance or utility companies, banking or financial entities unless through a lawyer competent to practice law in this state. Father is restricted from contacting mother by phone, email or other written communication, or in person unless through a lawyer of this state unless it is in direct relation to parenting time, or medical, dental orthodontics insurance, treatment or appointments. Except to exchange the children as set out by the parenting plan, Father is not allowed to appear without the consent of Mother at Mother's home, place of work or any other location where Father is aware Mother will be present unless previously arranged in writing via email with both Father and Mother agreeing.

(12) Mother is currently providing 1000 Euros to father per month to support the children while they are being held in France against this court's orders. Father should immediately

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 8

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repay all past child support funds provided by Mother starting in September 2023 and immediately reimburse any future child support fund transfers made by Mother until Father complies with court orders and returns the children to Mother. There are no other pending child support proceedings in this state or any other state.

(13) Father should pay Mother's attorney fees and costs, as authorized by ORS 107.105(1)(j), ORS 109.103, ORS 109.811. Mother shall submit a fee petition as provided by ORCP 68.

#### MONEY AWARD #1 – RETROACTIVE SUPPORT

Judgment Creditor:	Heidi Brown
	2256 Abbott Avenue
	Ashland, OR 97520
	Phone: 541-944-2066
Judgment Debtor:	Arnaud Paris
	13 rue Ferdinand Duval
	Paris, France
Other information debtor:	See UTCR Confidential Information Form
Judgment Amount:	\$12,870, due upon entry of judgment
Interest:	9% annual interest on each payment as it becomes due
Accrued Arrears:	None

#### MONEY AWARD #2 – CHILD SPPORT

Judgment Creditor:	Heidi Brown
--------------------	-------------

----- LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 9

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Judgment Debtor:

2256 Abbott Avenue

Ashland, OR 97520

Phone: 541-944-2066

Arnaud Paris

13 rue Ferdinand Duval

Paris, France

Other information debtor:

See UTCT Confidential Information Form

Judgment Amount:

Child Support of \$3,990 monthly, due on January 1, 2024, and continuing on the 1<sup>st</sup> day of each month thereafter payable until the children have reached age 18 or, if they continue attending school, until they have reached age 21.

Interest:

9% annual interest on each payment as it becomes due

Accrued Arrears:

\$2,950



David J. Orr  
Circuit Court Judge

~~11-28-2023~~  
12-28-2023  
DJO

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 10

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## UTCR CERTIFICATE OF READINESS

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This judgment is ready for judicial signature because it presented in open court with the parties present.

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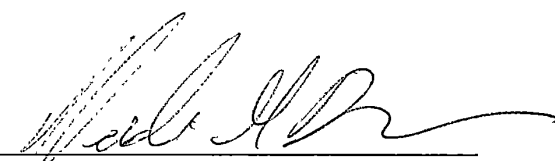
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Heidi Brown  
Petitioner

Date: 12/25/2023

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD  
SUPPORT; AND MONEY AWARDS - 11



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Heidi Brown  
2256 Abbott Avenue  
Ashland, OR 97520  
Telephone: (541) 944-2066  
Email: [heidimparis@gmail.com](mailto:heidimparis@gmail.com)

Plaintiff, pro se

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

In the Matter of:

IN THE MATER OF HEIDI BROWN,

Petitioner,

vs.

ARNAUD PARIS,

Respondent

Case No.: 22DR17285

ADDITIONAL TERMS & CONDITIONS IN  
THE AMENDED PETITION FOR  
DISSOLUTION OF DOMESTIC  
PARTNERSHIP AND TO ESTABLISH  
CUSTODY, PARENTING TIME, AND  
CHILD SUPPORT

The ADDITIONAL TERMS & CONDITIONS in the AMENDED PETITION FOR  
DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY,  
PARENTING TIME, AND CHILD SUPPORT should be included as part of the Limited

ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC  
PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 1

Judgment in the AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT due to the risk of harm to Children and to ensure Children's safety and regular access to Mother.

#### FINDINGS OF FACT

1. Respondent (Father) has deprived Petitioner (Mother) of virtually all parenting time since July 23, 2023, pursuant to the ORDER RE CONTACT [EXHIBIT 1- Order RE Contact]. Father knowingly violated an active TPOR status Quo Order issued by this court restricting the children to the State of Oregon and absconded with them to France on or about July 22, 2023 - [EXHIBIT 2 - TPOR Status Quo] despite the additional ruling from the Oregon Supreme Court upholding the continuing validity of the TPOR several weeks earlier [EXHIBIT 3- Oregon Supreme Court Ruling July 11, 2023]. Father misrepresented the status of the registration of the French judgment as well as the TPOR to French Consular authorities [EXHIBIT 4 - Letter from Consulate], Customs and Border Patrol.
2. Due to the Father's history of violating an active TPOR and parenting time orders issued by this court, as well as lying to authorities, Father should be considered a clear risk of parental abduction.

#### ADDITIONAL TERMS & CONDITIONS

ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 2

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Due to the high-risk nature of the situation and Father's willingness to break criminal statutes, Father should only be allowed the parenting time detailed in the attached PARENTING PLAN EXHIBIT 1 after the following Terms and Conditions are met:

1. A final General Custody and Parenting Time judgment is made in the State of Oregon.
2. The final Oregon Custody and Parenting Time judgment is registered and enforced in France as well as all other states and counties where Father registered the French custody judgment and any other counties, states, or countries where Father has commenced court proceedings related to Custody and Parenting Time.
3. No other duplicative or frivolous custody proceedings initiated by Father are pending in France, in this state or in any other state, county or jurisdiction.
4. No other custody judgments are active and valid in any other state, county, country or jurisdiction.
5. A determination is made by a licensed psychologist from Jackson County that Father poses no physical or psychological risk to the children and this determination is confirmed by the court.
6. A determination is made by a licensed psychologist from Jackson County that Father no longer poses a risk of parental abduction and this determination is confirmed by the court.
7. A determination is made by this court that Father no longer poses a risk of abducting the children.

ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 3

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8. Father has established a permanent place of residence that can adequately and safely accommodate the children. Specifically, Father's residence includes a separate bedroom for the children in a safe environment.

9. During father's visitation time, father is required to pay for all travel, lodging and meals to exercise parenting time.

10. Father must not be facing criminal charges relating to the children in this state or any other state, territory, France or any other country.

11. Father has posted a bond for \$150,000, payable to mother, in the event that father takes the children out of Oregon in violation of the parenting plan. In case of dispute between the parties, the court will have jurisdiction to choose the entity that secures the bond and to rule in forfeiture.

12. After father has met these conditions and unless Mother provides express consent in writing, the children will be restricted to the State of Oregon while Father is exercising his parenting time. Mother's consent may be conditional on father agreeing to a predetermined amount of time with a specified destination and return date and time and agreed upon by Mother prior to their removal from the State of Oregon.

24 Dated:

Heidi Brown, pro se

28 ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 4



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ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC  
PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 5

(Option A - Supervised)

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF Jackson

**Petitioner** Heidi Marie Brown )  
 )  
and ) **CASE NO: 22DR17285**  
 )  
**Respondent** Arnaud Paris ) **PARENTING PLAN**  
 ) **Exhibit 1**

1. **The Parties.** Petitioner and Respondent are the parents of:

<u>Full Name</u>	<u>Date of Birth</u>
<u>F I F</u>	<u>2015</u>
<u>M F</u>	<u>2015</u>
_____	_____
_____	_____

They shall be collectively referred to as "the children" throughout this parenting plan.

The residential parent is the parent with whom the children live most of the time and who also has legal custody of them.

Petitioner shall hereafter be referred to as the (check one):  
☒ Residential parent  
☐ Non-residential parent

Respondent shall hereafter be referred to as the (check one):  
☐ Residential parent  
☒ Non-residential parent

2. **Parenting Time.** (choose only one):

☐ **No Parenting Time.** The non-residential parent shall have no contact with the children until further court order. All parenting decisions shall be made by the residential parent.

☒ **Supervised Parenting Time.** Whenever the children are with the non-residential parent, the supervisor shall be present. The non-residential parent has the right to spend time with the children even though the residential parent will be making most, if not all, of the parenting decisions which need to be made on the children's behalf. The children shall be with the non-residential parent on any schedule agreed to between the parents, but not less than is set forth in the following supervised schedule (choose only one):

☒ 4 hours per week. The place(s), day(s), and time(s) shall be set by the residential parent.

☐ From \_\_\_\_\_ m. to \_\_\_\_\_ m. on the following day(s): \_\_\_\_\_

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3. **Supervisor.** The person supervising the parenting time shall (choose only one):
- ☒ Be selected by the residential parent.
- ☐ Be selected by the non-residential parent, subject to the residential parent's prior approval.
4. **Access to Activities and Events.** The non-residential parent (choose only one):
- ☒ Shall not attend the children's school activities and athletic events.
- ☐ May attend the children's school activities and athletic events.
5. **Child Safety.** The non-residential parent shall follow the safety rules check below. If the non-residential parent violates any of the rules below, the residential parent may seek the court's help through a contempt action. In addition, if the violation poses an immediate threat to the child(ren), the specific parenting time may be stopped.
- (Check all safety rules that apply):
- ☒ There shall be no firearms in the non-residential parent's home, car or in the children's presence during parenting time.
- ☒ The non-residential parent shall not consume alcoholic beverages beginning 12 hours before the children arrive up to the point they are returned to the residential parent.
- ☒ The children shall not be physically disciplined.
- ☐ The following person(s) present a danger to the children and shall not be present during parenting time \_\_\_\_\_.
- ☒ The non-residential parent shall not be under the influence of intoxicating liquor or a controlled substance (e.g. drugs) as said terms are defined in ORS 813.010 during any period of time that he or she is to be with the children.
- ☐ Other:
- \_\_\_\_\_
- \_\_\_\_\_
6. **Location.** The nonresidential parent shall spend his/her parenting time with the child(ren) at the following location(s):
- ☒ Supervised visitation center.
- ☒ \_\_\_\_\_ ~~(location)~~ or any other location designated by the residential parent.
- ☐ Any location designated by the nonresidential parent with approval by the supervisor.

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7. **Exchange Point.** The exchange of the child(ren) shall occur at (Choose all that apply):

☒ The site of the supervised visit.  
☒ Other (describe) Mother's Home.  
☐ The nonresidential parent may not come to the exchange point.

8. **Transportation.** The residential parent or other person chosen by the residential parent shall be responsible for transporting the child(ren) to the exchange point. The child(ren) shall be picked up and/or returned to the exchange point by (choose only one):

☒ The nonresidential parent with the supervisor present.  
☐ The supervisor alone.

The child(ren) shall not be driven in a car unless the driver has a valid driver's license, auto insurance, seat belts, and child safety seats as required by Oregon law.

9. **Communication with the Children.** The non-residential parent (check all that apply):

☐ Shall not telephone, write, or email the children unless the contact is agreed to in advance by the residential parent.  
☐ May write or e-mail the children at any time. Each parent shall provide a contact address (and e-mail address if appropriate) to the other parent.  
☒ May call the children on the telephone 2 times per week. The call shall last no more than 15 minutes and shall take place between 6 p.m. and 8 p.m. Long distance telephone calls made by the children shall be paid for by the parent receiving the call. Each parent shall provide a telephone number to the other parent.

10. **Changes to the Parenting Plan.** A specific parenting time may be denied due to the safety concerns listed in Paragraph 5. Changes to the parenting plan are allowed whenever both parents agree to a change. Agreed upon changes will be temporary and will be enforced by the court only if the change is written down, is dated, signed by both parents before a notary public and submitted to the court leaving a space for the judge's signature. See ORS 107.174.

11. **This is part of a Court Order when attached to a signed Judgment.** Each party has been put on notice that an intentional failure to follow the rules of this parenting plan is punishable through the contempt powers of the court. One parent's failure to comply with the rules does not excuse the other party from following the rules.

12. **Signature(s)**

Your signature below indicates that you have read and agree with what has been decided and written in this document.

Petitioner: Heidi M. Brown

☐ Respondent

☐ Co-Petitioner

Signature Heidi M. Brown Date 12/11/2023

Signature \_\_\_\_\_ Date \_\_\_\_\_

Rev 6/03

Source \Parenting Plans\SFPPWG\Version-4\ParentingPlanOptionA-Ver04 6-23-03 wpd



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**IN THE CIRCUIT COURT OF THE STATE OF OREGON**  
**FOR THE COUNTY OF JACKSON**

Family Law Department

In the Matter of:

Heidi Brown,

Petitioner,

and

Arnaud Paris,

Respondent.

)  
 ) Case No.: 22DR17285  
 ) Related Case No.: 23DR08269  
 )  
 ) **ORDER RE: CONTACT**  
 )  
 )  
 )  
 )

**THIS MATTER** came before the Court for hearing on June 21, 2023. Petitioner Heidi Brown appeared in person and her attorney, Taylor L. M. Murdoch, of her attorneys Buckley Law, PC, appeared remotely. Respondent Arnaud Paris appeared in person, and his attorney Thomas Bittner, of his attorneys Schulte Anderson, appeared remotely.

The Court, having received argument from counsel and the parties, and fully advised in the premises, makes the following

**FINDINGS OF FACT**

1. Mother and Father are the unmarried parents of two minor children, F [REDACTED] and P [REDACTED], age 8.

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2. A *Temporary Protective Order of Restraint* was signed on October 7, 2022. The *Temporary Protective Order of Restraint* remains in full force and effect. The parties exchange the children on Sundays.
3. The Court's findings on the record of June 21, 2023 as reflected in Exhibit 1 are incorporated herein as if fully set forth.

NOW THEREFORE, IT IS HEREBY ORDERED:

1. *Calls.* Whenever the children desire to call the parent with whom they are not having parenting time, the parent with whom they are with will facilitate such a call. In addition, there will be two points during the week where either parent can call and do a check-in and speak with the children, at 7:30 pm Pacific Standard Time, on Tuesdays and Thursdays.
2. *Discussing the Case.* Neither parent will discuss the pending litigation with the children.

8/3/2023 2:03:14 PM



Circuit Court Judge David J. Orr

UTCR 5.100 CERTIFICATE OF READINESS: This proposed order is ready for judicial signature because opposing counsel agreed to file objections independently.

DATED this \_\_\_\_ of June, 2023.

8/3/2023

By:

BUCKLEY LAW P.C.

Taylor Murdoch

5B304B810319486...

Taylor L. M. Murdoch, OSB No. 111307  
 tlm@buckley-law.com  
 of Attorneys for Mother

Page 2 – ORDER

Buckley Law PC  
 5300 SW Meadows Rd., Ste. 200  
 Lake Oswego, OR 97035  
 Tel: 503-620-8900 Fax: 503-620-4878  
 tlm@buckley-law.com

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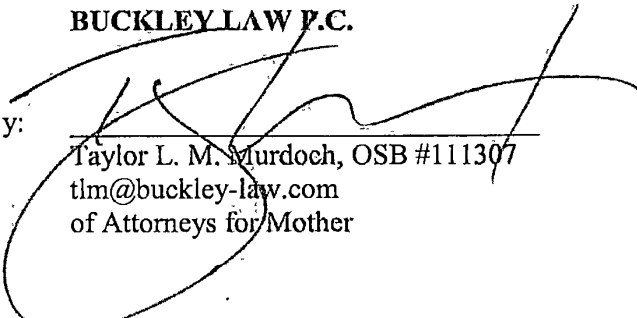
**CERTIFICATE OF SERVICE:** I certify that I served on July 31, 2023, a complete and exact copy (true copy) of this *Order Re: Contact* on the parties or their representative(s) by hand delivering a true copy to the following address, as follows:

**Thomas A Bittner  
Schulte Anderson  
811 SW Naito Pkwy Ste 500  
Portland OR 97204**

**DATED** this 31 day of July, 2023.

**BUCKLEY LAW P.C.**

By:

  
Taylor L. M. Murdoch, OSB #111307  
tlm@buckley-law.com  
of Attorneys for Mother

Page 3 – ORDER

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Page 1

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1           IN THE CIRCUIT COURT OF THE STATE OF OREGON  
2                           FOR THE COUNTY OF JACKSON  
3  
4    In the Matter of:           )  
5    HEIDI MARIE BROWN,        )  
6                           Petitioner, )  
7           and                    ) Case No. 22DR17285  
8    ARNAUD PARIS,               ) Case No. 23DR08269  
9                           Respondent. )  
10  
11

12                           **EXCERPT OF PROCEEDINGS**

13                                   Pages 1 to 9  
14  
15

16           BE IT REMEMBERED THAT on June 21, 2023, the  
17    above-entitled case came on regularly for hearing before  
18    The HONORABLE DAVID J. ORR, a Circuit Court Judge.  
19

20    APPEARANCES:

21           Taylor LM Murdoch, Appearing via Webex  
22           Attorney at Law  
23           Representing the Petitioner  
24           Thomas A. Bittner, Appearing via Webex  
25           Attorney at Law  
26           Representing the Respondent

--:-

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1                   E X C E R P T   O F   P R O C E E D I N G S

2

3                   THE COURT: Do either -- Mr. Bittner, you  
4 were trying to address this issue?

5                   MR. BITTNER: Yeah, Your Honor. Look,  
6 these -- they've exchanged the kids successfully for --  
7 you know, since last October. I think we should let  
8 them be. And I want to object to you modifying your  
9 status quo order. I've explained to you that any effort  
10 you make to alter what's going on is in contravention to  
11 the judgment in France, and you don't have modification  
12 jurisdiction. So I'm just making a record. I'm  
13 pointing it out. You're going to do what you want to  
14 do. I get it. So, you know --

15                  THE COURT: You've made the record multiple  
16 times. That's not what I was asking. I was asking for  
17 your proposal in terms of how to address the problem  
18 that is, that is at hand here. Yeah, I understand that  
19 you believe Oregon doesn't have jurisdiction. That may  
20 well be the case. As of now, that has not been  
21 determined. I will make such orders as are necessary  
22 that are in the best interests of the children.

23                  Let's talk about what we're going to do here with  
24 regards to the parents talking to the children,  
25 Mr. Bittner.

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1 MR. BITTNER: I guess my point is, what have  
2 they historically done this past year? It seems to have  
3 been fine. So I don't know that the Court needs to  
4 intervene. They may be going through a rough patch,  
5 but, you know, this was not the form, the time, the  
6 place. You know, I don't know that there is a problem.  
7 They've never complained to me -- or my clients never  
8 complained to me that the kids haven't been able to  
9 communicate with him or the kids with their mother.

10 There have been a lot of complaints from my  
11 client about things that the girls repeat to him that  
12 mom says that are really, really bad, and so, you know,  
13 there is some concern of that. But the Court has  
14 chastised both parties and grandparents and whatnot to  
15 shield the kids, and that's, you know, standard and  
16 appropriate advice, and I told my client to follow it,  
17 and I'm sure that Mr. Murdoch has done the same. So  
18 they've been told what to do. They need to make the  
19 kids available if the kids want to communicate. And,  
20 you know, if there needs to be a midweek check in, they  
21 -- whatever. I understand.

22 But, but I discourage you from making orders that  
23 are in modification. That's a whole different issue  
24 than what I said before about this Court not having  
25 jurisdiction to make an initial determination. Now

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1 you're making a modification.

2 So I'd say let them be and, you know, if  
3 somebody's got a problem, they can file a motion. But  
4 jumping in and trying to --

5 THE COURT: Well, as long --

6 MR. BITTNER: -- do it on the fly --

7 THE COURT: -- we're in court here, we  
8 might, we might as well get these issues settled to the  
9 extent that it's possible to settle them. I'm going to  
10 hear from Mr. Murdoch.

11 But, Mr. Paris, what were you trying to say?

12 MR. PARIS: Actually, I'm the one who  
13 offered the kids yesterday to call their mother.

14 THE COURT: You were, you were the one who  
15 what?

16 MR. PARIS: I am the one who offered the  
17 kids to call their --

18 THE COURT: To what the kids?

19 MR. PARIS: Sorry. I am the person who told  
20 the kids, "Do you want to speak to your mom?" yesterday.  
21 That phone call was me suggesting to the kids to call  
22 their mom. They don't necessarily want to call their  
23 mom every day, nor do they want to talk to her every  
24 day. You know, they're doing lots of fun things. I am  
25 the one that was saying to the kids, Do you want to call

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1 your mom? You haven't talked to her for three days.  
2 And I asked, Why do you not want to talk to her every  
3 day? They said, When we're with you, we don't really  
4 want to talk to mom, and when we're, when we're with  
5 mom, we don't really want to talk to you. Because last  
6 week they called me once. One of them called me once.  
7 That's it. I don't get to speak to them every day. And  
8 frankly, I don't want to fault them. If they don't want  
9 to talk to me when they're with mom, that's fine. I  
10 suggested that they call their mom yesterday, and they  
11 said okay. Sometimes I suggest and they say no. I  
12 don't think we should fault these kids. That's what I'm  
13 saying. Even if mom wants to talk to them every day, if  
14 they don't want to talk to their mom, I don't think we  
15 should fault them, fault them.

16 THE COURT: What is the exchange day? What  
17 day of the week?

18 MR. PARIS: It's, it's Sunday.

19 THE COURT: All right. Mr. Murdoch,  
20 anything on all this before I do something?

21 MR. MURDOCH: Thank you, Your Honor.

22 Let's just make sure these kids talk to their  
23 parents and make sure this is not something where a  
24 parent is suggesting one way or the other or is somehow  
25 leading -- leaving it to an eight-year-old's

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1 determination. Let's get an order in place saying these  
2 kids have to talk to, talk to mom during dad's time and  
3 they have to talk to dad during mom's time. Let's set a  
4 date -- or rather, let's set a time when this happens.  
5 It can be every other day. But let's make sure -- and  
6 an order also directing the parties not to discuss these  
7 matters with -- this case with the children. I think  
8 that's a straightforward thing that protects these kids  
9 and gets them through to the next hearing.

10 THE COURT: It does sound like we need to  
11 make some kind of an order. So here's what it'll be.

12 First of all, and I think both mother and father  
13 are agreeable to this, that the children, whenever they  
14 desire, are permitted to call the parent that they are  
15 not with, meaning if they're with dad, if they --  
16 whenever they want to call mom, they get to call mom; if  
17 they're with mom, whenever they want to call dad, they  
18 get to call dad, and further, that the parent will  
19 facilitate that. Since they're eight and they don't  
20 have phones, the parent will facilitate that.

21 In addition, there will two points during the  
22 week where either parent can call and do a check-in and  
23 talk to the kids. My recommendation is that be, that be  
24 somewhere around 7:30 in the evening. I don't know --  
25 you want to do that? Let's see. So you exchange

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1 Tuesday -- excuse me, you exchange Sunday. Do you want  
2 to do that Tuesday and Thursday or Tuesday and Friday?  
3 What are you requesting, Mr. Murdoch?

4 MR. MURDOCH: Your Honor, I think what the  
5 Court is suggesting, on Tuesday and Friday, makes sense.  
6 Friday may actually be problematic just because  
7 oftentimes families have plans on Friday evening --

8 THE COURT: All right.

9 MR. MURDOCH: -- for the upcoming weekend.  
10 So let's make it Tuesdays and Thursdays.

11 THE COURT: Tuesday and Thursday. So you  
12 can call at 7:30 Tuesday and Thursday. Heidi will make  
13 the kids available.

14 You can call the kids when he has them Tuesdays  
15 and Thursdays at 7:30. Mr. Paris will make the kids  
16 available.

17 If they tell you they don't want to talk, you  
18 tell them, Okay, you don't have to talk. Just tell your  
19 dad, or tell your mom, you don't want to talk because  
20 the other parent needs to hear it from them. All right.

21 MR. PARIS: So I would agree with you on  
22 this. It's very good advice. I just can't accept that  
23 order. You don't have jurisdiction, Judge.

24 THE COURT: Okay. You refuse --

25 MR. PARIS: And I will (unintelligible) --

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1 THE COURT: -- the Court's orders at your  
2 peril.

3 MR. PARIS: No.

4 THE COURT: So I'm going --

5 MR. PARIS: I'm just saying that I will, I  
6 will challenge that order in Supreme Court.

7 THE COURT: Okay. Well, go ahead and do  
8 that. I'm saying it would be not a good idea, and I  
9 think even your attorney would not recommend that you  
10 disobey the Court's orders at this point until --

11 MR. BITTNER: Yeah.

12 THE COURT: -- you have your Supreme Court  
13 order telling you otherwise.

14 Also, Mr. Murdoch, as you were suggesting the  
15 language about neither parent discussing the case with  
16 the children is very appropriate and apparently  
17 necessary here. So that's where we are.

18 Anything else that we have to put on the record  
19 before we adjourn?

20 [END OF EXCERPT: 3:10 PM]

21  
22  
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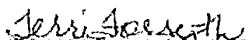
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C E R T I F I C A T E

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3 I, Terri Forsyth, a transcriptionist in the  
4 state of Oregon, do hereby certify that I reported in  
5 stenotype the foregoing audio recorded proceedings had  
6 upon the hearing of this matter previously captioned  
7 herein; that I thereafter reduced my said stenotype  
8 notes to typewriting; and that the foregoing transcript,  
9 Pages 1 to 9, both inclusive, constitutes a full, true  
10 and accurate record of said audio recorded proceedings  
11 to the best of my knowledge, ability, belief, and  
12 quality of the recording.

13 Witness my hand as transcriptionist at Portland,  
14 Oregon, this 24th day of June, 2023.

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Terri Forsyth  
Transcriptionist

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IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

IN THE MATTER OF:	)	
HEIDI MARIE BROWN,	)	CASE NO. 22DR17285
PETITIONER,	)	<b>TEMPORARY PROTECTIVE ORDER OF</b>
and	)	<b>RESTRAINT</b>
ARNAUD PARIS,	)	(Pre-Judgment Status Quo – ORS 107.097)
RESPONDENT.	)	

This matter came before the court on Petitioner's ex parte motion for a temporary protective order of restraint. Based upon Petitioner's declaration and the other documents on file herein, the court hereby finds the following:

1. The parties' minor children are E L P (7) and M P (7).
2. Their children's usual place of residence is with Petitioner at 665 Leonard St., in Ashland, Oregon.
3. Their children are currently enrolled and attend school at Bellview Elementary School in Ashland, Oregon.
4. Both parties exercise parenting time with their children on a roughly equal basis.

THEREFORE, IT IS HEREBY ORDERED that Petitioner and Respondent are restrained from the following:

1. Changing their children's usual place of residence at 665 Leonard St., in Ashland, Oregon;
2. Interfering with the present placement and daily schedule of their children, which includes attending school at Bellview Elementary School in Ashland, Oregon;

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 1 of 3

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3. Hiding or secreting their children from the other party;
4. Interfering with the other party's usual contact and parenting time with their children which is on a roughly equal basis;
5. Leaving the state with their children without the written permission of the other party or the permission of the court; and
6. In any manner disturbing the current schedule and daily routine of the child until custody or parenting time has been determined or the parties otherwise agree in writing.

10/11/2022 4:15:55 PM

  
Circuit Court Judge David J. Orr

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 2 of 3

CARTY LAW, P.C.  
P.O. Box 4628, Salem, Oregon 97302  
office@cartylawpc.com | (503) 991-5142 | www.cartylawpc.com

EXHIBIT 5  
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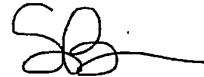
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**UTCR 5.100 Certificate of Readiness**

This proposed order is ready for judicial signature because service is not required by statute, rule, or otherwise.

DATED: 10/07/2022

**CARTY LAW, P.C.**



---

Sarah Bain, OSB No. 202594  
Email: sarah@cartylawpc.com  
Attorney for Petitioner

\* \* \* \* \*

**NOTICE**

You may request a hearing on this order as long as it remains in effect by filing with the court a request for a hearing. In the request you must tell the court and the other party that you object to the order and specifically why you disagree with the representation of the status quo described in the order. In the request you must also inform the court of your telephone number or contact number and your current residence, mailing, or contact address.

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 3 of 3

**CARTY LAW, P.C.**  
P.O. Box 4628, Salem, Oregon 97302  
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IN THE SUPREME COURT OF THE STATE OF OREGON

HEIDI MARIE BROWN,  
Petitioner-Adverse Party,

v.

ARNAUD PARIS,  
Respondent-Relator.

Jackson County Circuit Court  
22DR17285

S070246

**ORDER DENYING PETITION FOR PEREMPTORY WRIT OF MANDAMUS AND  
DENYING MOTION TO VACATE**

Upon consideration by the court.

The petition for peremptory writ of mandamus is denied without prejudice.

The emergency motion to vacate the trial court's October 11, 2022, status quo order is denied as moot.



MEAGAN A. FLYNN  
CHIEF JUSTICE, SUPREME COURT  
7/11/2023 4:28 PM

---

**DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS**

Prevailing party. Adverse Party.

☒ [ X ] No costs allowed.

c: George W Kelly  
Arnuad Paris  
Hon David J Orr

JJF

**ORDER DENYING PETITION FOR PEREMPTORY WRIT OF MANDAMUS AND  
DENYING MOTION TO VACATE**

---

REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,  
Supreme Court Building, 1163 State Street, Salem, OR 97301-2563  
Page 1 of 1

Verified Correct Copy of Original 12/28/2023...

*Consulat Général de France  
à San Francisco*

*Le Consul Général*



CONSULAT  
GÉNÉRAL  
DE FRANCE  
À SAN FRANCISCO

Authorization to travel to France with two minors

The Consulate General of France in San Francisco hereby certifies that Mr. Arnaud PARIS (DOB [REDACTED] 1978) is allowed to travel to France with his two daughters E. L. P. [REDACTED] and J. M. P. [REDACTED] both born on [REDACTED] 2015.

A French court granted Mr. PARIS full custody over his daughters. The judgement has been regularly registered in Oregon under No. 23DR08269 and thus it became an Oregon Judgment on the day it was registered, May 9, 2023. Therefore it is an official, registered judgment entitled to full recognition and enforcement by local authorities.

The Consulate General of France in San Francisco kindly asks CBP for their assistance in letting Mr. PARIS and his daughters board their flight to Paris, France.

San Francisco, July 22<sup>nd</sup> 2023

Frédéric JUNG  
Consul Général

Heidi Brown  
2256 Abbott Avenue  
Ashland, OR 97520  
Telephone: (541) 944-2066  
Email: [heidimparis@gmail.com](mailto:heidimparis@gmail.com)

Plaintiff, pro se

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

In the Matter of:

HEIDI BROWN,

Petitioner,

vs.

ARNAUD PARIS,

Respondent

Case No.: **22DR17285**

AMENDED PETITION FOR DISSOLUTION  
OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY,  
PARENTING TIME, AND CHILD SUPPORT

Petitioner, who at the November 14, 2023 hearing was given leave by the court to  
amend her pleadings, hereby alleges the following:

**1. Domestic Partnership**

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 1

Petitioner (hereafter Mother) and Respondent (hereafter Father) have been in an unregistered domestic partnership for the past nine years.

## 2. Grounds

Irreconcilable differences between the parties have caused the irremediable breakdown of their domestic partnership.

## 3. Jurisdiction

At the time of filing, neither party had resided in the United States for a period of (6) months immediately prior to filing the original Petition for Dissolution. Therefore, there was no home state for the children under ORS 109.741(1)(a). However, jurisdiction is proper under ORS 109.741(b) because:

(1) there is no home state,

(2) the child and the child's parents, or the child and at least one parent or a person acting as a parent, has a significant connection with this state other than mere physical presence, and

(3) substantial evidence is available in this state concerning the child's care, protection, training and personal relationships.

(4) The court has personal jurisdiction over Father and Mother because the petition on file herein was filed in the state of Oregon and at the time of filing both parties resided in Jackson County, Oregon.

## 4. Venue

At least one party resided in Jackson County at the time of the filing of this Petition for Dissolution.

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 2

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**5. Other Proceedings.**

At the time of the original filing of this petition, Mother was not aware of any other domestic relations suits or petitions for support pursuant to ORS 108.110 involving the parties pending in any other court in the state of Oregon or in any other jurisdiction.

**6. Statutory Data.**

Mother's current residential address is 2256 Abbott Ave., Ashland, OR 97520. Father's current residential address is 13 rue Ferdinand Duval, Paris, France. Additional information regarding Mother and Father is provided on the parties' UTCR 2.130 Confidential Information Forms.

**7. Children.**

The minor children born of this domestic partnership are E L F (age 8) and J M F (age 8). Additional information regarding the children is provided on the parties' UTCR 2.130 Confidential Information Forms.

**8. UCCJEA.**

The information required by the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA), under ORS 109.767, is as follows:

(a) E and J have lived at the following places with the following persons during the last five years:

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 3



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DATE	PLACE	PERSON
January 2015 - March 2015	Jackson County, OR	Both Parents
March 2015-August 2019	Los Angeles County, CA	Both Parents
August 2019 - July 2022	Paris, France	Both Parents
July 2022 - July 2023	Jackson County, OR	Both Parents
July 2023 - Present	Paris, France	Father

(b) Mother has not participated as a party, witness, or in any other capacity in any litigation concerning the custody of or parenting time or visitation with the parties' joint minor children in this state or any other jurisdiction.

(c) Jurisdiction has been determined to be proper in Jackson County, Oregon pursuant to the attached ORDER RE: DISMISSAL OF RESPONDENT'S MOTION TO DISMISS, and the LIMITED JUDGMENT RE REGISTRATION (Case No.: 23DR08269).

(d) Mother does not know of any person not a party to these proceedings who has physical custody of the parties' joint minor children or claims rights of legal custody or physical custody of, or parenting time or visitation with their children.

(e) Jurisdiction is proper under the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA), ORS 109.741(b), because (1) there is no home state, (2) the child and the child's parents, or the child and at least one parent or a person acting as a parent, had a

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 4

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significant connection with this state other than mere physical presence, and (3) Father cannot claim extended home state jurisdiction because he had abandoned France and moved to Jackson County when the dissolution proceedings commenced.

(4) substantial evidence is available in this state concerning the child's care, protection, training and personal relationships. The relevant significant connections and evidence concerning the children's care, protection, and training are as follows:

(1) Mother, Father, E , and J moved to Ashland, with the intent to make Ashland, Oregon their permanent home. Mother, E , and . Arrived on July 29, 2022. Father arrived shortly thereafter on August 19, 2022.

(2) E and . were born in Ashland in 2015.

(3) The family moved to Los Angeles, CA, and lived there from March 2015 to August 2019.

(4) The family moved to Paris, France, in August 2019 for what was supposed to be a temporary, one-year relocation.

(5) In March 2020, the parties started collecting United States unemployment insurance benefits with plans to move back to the United States. However, due to the Covid-19 pandemic, the family stayed in France longer than anticipated.

(6) In December of 2020, Mother acquired a vacant lot with the intent to build a home for the family in Ashland. The deed was recorded in Mother's name on January 4, 2021.

Additionally, Father considered purchasing vacation property on the Oregon coast for the

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anticipated move back to Oregon. The parties extensively discussed an anticipated relocation of their home to Oregon.

(7) In March 2022, the parties agreed to move back to Ashland.

(8) Preparations for the family's move included: terminating the lease on the parties' Paris apartment, securing a four-bedroom rental house in Ashland, researching schools in Ashland, registering the children for summer camps in Ashland, hiring an au pair to care for the children, and submitting applications to transfer their places of employment to the United States.

(9) In May 2022, the parties mutually hired an au pair who signed a contract to help provide childcare for E and [REDACTED] for twelve months (through September 9, 2023) in exchange for a weekly stipend, room and board, and the opportunity to become part of an American family living in Ashland.

(10) Father has lived in Ashland in the past and has agreed verbally and in writing to Mother that his relocation in 2022 was intended to be a permanent relocation to Jackson County, Oregon.

(11) Mother was born in Ashland and has parents, siblings, extended family, and lifelong friends in Jackson County. Mother works in marketing and prior to the move permanently transferred her European contract to a U.S. contract. Mother owns real property in Jackson County, owns a vehicle that is registered in Oregon, pays taxes in Oregon and the United States, and is registered to vote in Oregon.

(12) E and [REDACTED] were enrolled in and attended school at Belleview Elementary School in Ashland until their unlawful removal in July of 2023.

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 6



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(13) E and J have health insurance in Ashland and see a pediatrician in Ashland (i.e., the same doctor they have been seeing since 2017), an orthodontist in Medford, and a local dentist.

(14) E and J have attended summer camp, made friends, attended play dates, and were enrolled in extracurricular activities in Ashland.

(15) On August 18, 2023, the court dismissed Father's Motion to Dismiss and can proceed with the dissolution of the domestic partnership, and to establish custody, parenting time, and child support

(16) On August 18, 2023, the court entered a Limited Judgment Re Registration (Case No.: 23DR08269), which determined that France has no jurisdiction in this matter and declined to confirm father's attempt to register a French custody order. No other judgment is pending that can be registered.

### 9. Child Support Information.

The child support information, required by ORS 107.085(2)(c), is as follows:

At the time of filing:

(a) Mother was not aware of any other child support proceedings, involving the parties' joint minor children, pending in this state or any other jurisdiction.

(b) Mother is not aware of any child support orders or judgments, involving the parties' joint minor children, existing in this state or any other jurisdiction.

### 10. Custody.

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 7

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1. On or about July 22, 2023 Father violated the October 11, 2022 TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Status Quo) and removed the children from the State of Oregon and brought them to France. This order is still active and as of the date of this filing Father remains in violation of this Order.
2. Father has deprived Petitioner Mother of virtually all parenting time since July 23, 2023.
3. Additionally, Father is in violation of August 3, 2023 ORDER RE CONTACT which stated:

“A Temporary Protective Order of Restraint was signed on October 7, 2022. The Temporary Protective Order of Restraint remains in full force and effect. The parties exchange the children on Sundays.”

As an exhibit, the ORDER RE CONTACT included a partial transcription of the June 21, 2023 hearing, wherein the court orally noted that “you exchange [the Children] Sunday.”

4. When Father took the children to France, he secreted them away and would not share the location of the children for several weeks.
5. Since Father’s return to France, he has had a full-time au pair who’s tasks include preparing the children for school and bringing them to school, as well as picking them up from school, spending the rest of the day with them and preparing them dinner and getting them ready for bed. Because of this schedule he is not regularly involved in the children’s day-to-day care.
6. Prior to the separation of Mother and Father, Mother was the primary caregiver to the children, preparing them for school and extracurricular activities, organizing social

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 8



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engagements and family functions, scheduling doctors appointments, maintaining insurance and was available and present in their lives on a consistent basis.

7. Prior to the separation of Mother and Father, Father would often leave for extended periods for business purposes. Even when he was not traveling, Father was not involved in the day-to-day organization, care and upkeep of the children.
8. It is in the children's best interest that Mother should have sole legal custody of the parties' children.

### 11. Parenting Plan.

#### (a) The Schedule

The court should adopt a parenting plan, as required by ORS 107.102, that serves the children's best interests. Mother's Parenting plan is outlined below:

1. Both children will live with Mother at her home in Ashland, Oregon
2. Until Father has met the criteria detailed in the attached "ADDITIONAL TERMS AND CONDITIONS", Father will only be allowed supervised parenting time as detailed in the attached supervised parenting plan titled "PARENTING PLAN EXHIBIT 1".
3. Once Father has met the conditions outlined in the attached ADDITIONAL TERMS AND CONDITIONS, Father will have parenting time according to the below schedule.

All other parenting time will be exercised by Mother.

- The first weekend of each month from 6:00 p.m. Friday until 6:00 p.m. Sunday
- Winter Break: Father shall have parenting time for one week of school Winter Break every year with the week including Christmas Day in Odd-numbered years

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 9

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- Spring Break: Father shall have parenting time for Spring Break in Even-numbered years
- Thanksgiving Break: Father shall have parenting time for Thanksgiving Break in Even-numbered years
- Holiday Weekends: There will be no planned holiday weekend parenting time unless both parties agree to it in writing. Holiday weekends include: Martin Luther King, Jr. Birthday, President's Day, Memorial Day, and Labor Day.
- Child's Birthday: Father shall have the option to have parenting time for the children's birthday in Even-numbered years
- Summer Vacations: Father shall have parenting time with the children for Four Weeks, exercised in Two 2-week blocks, separated by at least one week with Mother.
- Phone Calls:
  - Father will have phone calls twice per week with the children for up to 30 minutes between the hours of 4pm and 8pm PST when the children are with Mother. Regular times and days will be determined by Mother to allow for extracurricular activities.
  - Mother will have phone calls twice per week with the children for up to 30 minutes when Father is exercising his parenting time.

#### Notice for Summer Scheduling

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 10

Before April 1 of each year, Father shall notify Mother, in writing, of the dates chosen for summer parenting time. Mother has the right to choose the dates for Father's summer parenting time if Father does not give notice before April 1. Father's summer parenting time shall end at least seven days before the children's first day of school.

**(b) Safety and Emotional Wellbeing**

Father will observe the following rules when he is exercising his parenting time with the children:

1. Father will not consume drugs or alcohol while he is exercising his parenting time
2. Father will not have a member of the opposite sex who is not related to them by blood or marriage stay overnight.
3. Father must have Children home by 8pm on school nights and by 9pm on weekend nights unless specifically agreed upon by both parents in writing via email prior to the extended time outside the home.

**(c) Contact Information.**

Pursuant to ORS 107.164, each party should have a continuing responsibility to:

- (1) Provide his or her home (not just mailing) address; home, work, and mobile telephone numbers; and email address to the other party; and
- (2) Notify the other party of any emergency circumstances or substantial changes in the children's health.

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 11

**(d) Notice of Relocation.**

Pursuant to ORS 107.159, neither parent should move to a residence that is more than 60 miles further distant from the other parent without giving the other parent reasonable notice of the change of residence and providing a copy of such notice to the court.

**12. Child Support.**

The court should set child support in conformance with Oregon's Uniform Child Support Guidelines with the additional provisions included below.

(a) Place of Payment. Support should be paid in accordance with a wage withholding order as required by ORS Chapter 25. The Department of Justice should provide collecting, accounting, distribution, and enforcement services in accordance with the provisions of ORS 25.020. All support payments due prior to the Department of Justice providing these services should be made directly to the parent entitled to receive the support. All support payments due after the Department of Justice begins providing these services should be paid through the Division of Child Support, Department of Justice, P.O. Box 14506, Salem, Oregon 97309.

**(b) Notification Requirement.**

Each party should notify the Department of Justice, Child Support Program, P.O. Box 14506, Salem, Oregon 97309, of any changes in that party's home or business address within ten (10) days after such change.

**(c) Dependency Exemption.**

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 12

Unless otherwise agreed on between the parties, the dependency exemption on account of the parties' children should be claimed in accordance with federal and state tax regulations.

**d) Additional Provisions.**

1. Father should immediately pay for past travel expenses, lodging and meals to and from France for Mother to see children in the amount of \$2,945.00.
2. Father should continue to pay for travel, lodging and meals until Father is no longer in violation of this court's orders.

**13. Additional Child Support Provisions. As a form of additional child support:**

**(a) Health Insurance.**

Father should provide and pay for health insurance for the children. The obligation to provide health insurance for E. [REDACTED] and J. [REDACTED] should be set in conformance with Oregon's Uniform Child Support Guidelines.

(1) Plan Information. The parent providing health insurance should provide the other parent with the name and address of the insurer, the policy number, and claim forms, and should fully cooperate in making claims on said policy. This includes an affirmative duty to promptly advise the other parent whenever there is a change in provider or coverage. A copy of the policy and any explanation of benefits paid by the insurer should be provided upon request.



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(2) Benefit Payments. All insurance claim forms should be marked to instruct the insurer to pay benefits directly to the care provider rather than to either parent. Any reimbursement checks issued by the insurance company should be the property of the party who actually paid money out-of-pocket for the charge for which the reimbursement is being paid. The non-paying parent should turn over any reimbursement checks that party may receive to the paying parent within five (5) days of receipt.

(3) Utilization of Coverage. The terms of the actual policy of insurance should be controlling on any issues that may arise as to the eligibility of a child for coverage under the terms of the insurance. The terms of the available health insurance may require that a child sees medical care providers other than those the child currently sees. Each party should utilize available health insurance to the fullest extent possible. Any expense that could have been covered by available health insurance but was not because a party did not properly utilize available health insurance should not be considered a reasonable expense that the other parent would need to pay a part of.

(b) Uninsured Health Care Costs. Each parent should pay one-half of all of E and 's reasonably incurred medical, optical, hospital, dental, prescription, counseling, and orthodontic expenses that are not covered by insurance so long as the child for whom the expense is incurred qualifies to receive child support. This does not include ordinary expenses such as bandages, non-prescription medication, and co-pays for doctor's well visits. It is the responsibility of the parent who incurs an uninsured expense to promptly request payment from the other parent of any such expenses. The obligated parent should

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 14

make reimbursement to the other parent within thirty (30) days of receipt of the payment request and proof that the claim has been submitted to insurance and the insurance company has paid or rejected the claim.

#### **14. Property Division.**

The court should make an equitable division of the parties' property, including the real property located on Medley Ln., in Topanga, CA 90290. If Father does not personally appear at the applicable court hearing(s), the court should adopt the terms and division of property and debts that Mother proposes at the time of the hearing(s).

#### **15. Distribution of Debts.**

The court should make an equitable distribution of the parties' debts. If Father does not contest this proceeding, the court should adopt the terms and distribution of debts Mother proposes at the time of the final hearing.

#### **16. Protection of Mother and Children, Restraint by Father**

Father has repeatedly harassed Mother's place of work, private businesses, court staff, family members and friends. Father should be restrained from contacting via email, telephone, letter or in person Mother's place of work, insurance or utility companies, banking or financial entities unless through a lawyer competent to practice law in this state. Father is restricted from contacting mother by phone, email or other written communication, or in person unless through a lawyer of this state unless it is in direct relation to parenting time, or medical, dental orthodontics insurance, treatment or appointments. Except to exchange the children as set out by the parenting plan, Father is not allowed to appear without the consent of Mother at Mother's home, place of

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 15

work or any other location where Father is aware Mother will be present unless previously arranged in writing via email with both Father and Mother agreeing.

**17. Certificate of Support.**

Mother is currently providing 1000 Euros to father per month to support the children while they are being held in France against this court's orders. Father should immediately repay all past child support funds provided by Mother starting in September 2023 and immediately reimburse any future child support fund transfers made by Mother until Father complies with court orders and returns the children to Mother. There are no other pending child support proceedings in this state or any other state.

**18. Attorney Fees and Costs.**

Father should pay Mother's attorney fees and costs, as authorized by ORS 107.105(1)(j).

**19. Notice Regarding Continuation of Health Coverage.**

As required by ORS 107.092, notice regarding continuation of health coverage is attached as Exhibit 1.

**20. Notice Regarding Mandatory Parent Education.**

Notice regarding mandatory parent education is attached as Exhibit 2.

WHEREFORE, Mother respectfully requests a General Judgment:

1. Dissolving the parties' unregistered domestic partnership;

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 16

2. Granting the relief requested in this petition; and
3. Granting any other equitable relief, as appropriate.

### DECLARATION

I, Heidi Brown, hereby declare that I am the Petitioner in this matter and that the facts set forth by me in this Petition for Dissolution of Domestic Partnership and to Establish Custody, Parenting Time, and Child Support are true and correct to the best of my knowledge. I have read and understand the notice regarding continuation of health care coverage attached to this petition. By filing this petition, I acknowledge that I am bound by the terms of the restraining order, issued under ORS 107.093, prohibiting either party from disposing of partnership assets.

I hereby declare that the above statements are true to the best of my knowledge and belief, and I understand they are made for use as evidence in court and are subject to penalty for perjury.

DATED:

---

Heidi Brown, Petitioner

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 17

22DR17285

**IN THE CIRCUIT COURT OF THE STATE OF OREGON**  
**FOR THE COUNTY OF JACKSON**

Family Law Department

In the Matter of:

Heidi Brown,

Petitioner,

and

Arnaud Paris,

Respondent.

)  
 ) Case No.: 22DR17285  
 ) Related Case No.: 23DR08269  
 )  
 ) **ORDER RE: DISMISSAL OF**  
 ) **RESPONDENT'S MOTION TO DISMISS**  
 )  
 )  
 )

**THIS MATTER** came before the Court for hearing on June 21, July 12-13 and 18, and August 3, 2023. Petitioner Heidi Brown appeared in person and with her attorney, Taylor L. M. Murdoch, of her attorneys Buckley Law, PC. Respondent Arnaud Paris appeared in person on June 21, July 12-13 and 18, and failed to appear on August 3, 2023. His attorney Thomas Bittner, of his attorneys Schulte Anderson, appeared remotely.

The Court, having received argument and evidence from counsel and the parties, and Mr. Paris having received notice of the hearing continuation on August 3<sup>rd</sup>, and having failed to appear, and his request to appear remotely for the continuation of the hearing from France on August 3<sup>rd</sup> having been denied on the record, and Mr. Paris and his counsel having been permitted to attend the hearing but not being permitted to present further argument or evidence, and the Court being fully advised in the premises, and good cause appearing, makes the following

Page 1 – **ORDER RE DISMISSAL OF RESPONDENT'S  
 MOTION TO DISMISS**

Buckley Law PC  
 5300 SW Meadows Rd., Ste. 200  
 Lake Oswego, OR 97035  
 Tel: 503-620-8900 Fax: 503-620-4878  
 tlm@buckley-law.com



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**FINDINGS OF FACT**

1. Father filed two motions to dismiss for lack of subject matter jurisdiction, dated April 18, 2023 and May 24, 2023. The motions have been consolidated.
2. Mother timely filed a response to the motions on June 13, 2023.
3. Father failed to appear in person at the continuation of the evidentiary hearing on August 3, 2023, and his request for remote appearance was denied on the same date on the record for the reasons stated therein. Mother through counsel moved to dismiss the motions on the same date.

**NOW THEREFORE, IT IS HEREBY ORDERED:**

1. Mother's oral motion to dismiss Father's motions to dismiss for lack of subject matter jurisdiction filed herein is GRANTED. Father's motions to dismiss are DISMISSED.
2. The award of attorney fees and costs shall be subject to ORCP 68.

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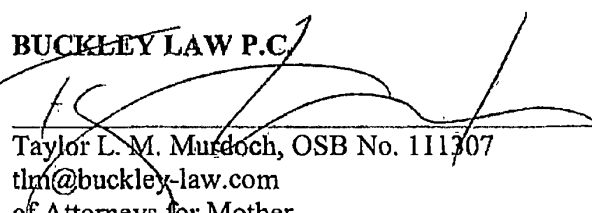
  
Circuit Court Judge David J. Orr

UTCR 5.100 CERTIFICATE OF READINESS: This proposed order is ready for judicial signature because objections have been filed by Respondent.

DATED this 16 of August, 2023.

**BUCKLEY LAW P.C.**

By:

  
Taylor L. M. Murdoch, OSB No. 111307  
tlm@buckley-law.com  
of Attorneys for Mother

Page 2 – ORDER RE DISMISSAL OF RESPONDENT'S  
MOTION TO DISMISS

**Buckley Law PC**  
5300 SW Meadows Rd., Ste. 200  
Lake Oswego, OR 97035  
Tel: 503-620-8900 Fax: 503-620-4878  
tln@buckley-law.com

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1 **APPROVED AS TO FORM:**

2  
3 Thomas A. Bittner, OSB No. 901785  
4 tbittner@schulte-law.com  
5 Of Attorneys for Respondent  
6  
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*date*

Page 3 – ORDER RE DISMISSAL OF RESPONDENT'S  
MOTION TO DISMISS

**Buckley Law PC**  
5300 SW Meadows Rd., Ste. 200  
Lake Oswego, OR 97035  
Tel: 503-620-8900 Fax: 503-620-4878  
tln@buckley-law.com

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**CERTIFICATE OF SERVICE:** I certify that I served on August 7, 2023, a complete and exact copy (true copy) of this *Order Re: Contact* on the parties or their representative(s) by hand delivering a true copy to the following address, as follows:

Thomas A Bittner  
Schulte Anderson  
811 SW Naito Pkwy Ste 500  
Portland OR 97204

DATED this 7 day of August, 2023.

BUCKLEY LAW P.C.

By:

Taylor L. M. Murdoch, OSB #111307  
tlm@buckley-law.com  
of Attorneys for Mother

23DR08269

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF JACKSON

Family Law Department

In the Matter of:

Arnaud Paris,

Petitioner,

and

Heidi Brown,

Respondent.

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Case No.: 23DR08269

Related Case No.: 22DR17285

## LIMITED JUDGMENT RE: REGISTRATION

**THIS MATTER** came before the Court for hearing on July 12, 13, and 18, and August 3 and 4, 2023. Respondent Heidi Brown, hereinafter Mother, appeared in person with Taylor L. M. Murdoch, of her attorneys Buckley Law P.C. Petitioner Arnaud Paris, hereinafter Father, appeared in person on July 12, 13 and 18, and failed to appear on August 3 and 4, 2023. By the stipulation of the parties, the evidentiary hearing occurred simultaneously with the evidentiary hearing on Father's *Motion to Dismiss for Lack of Subject Matter Jurisdiction* in Jackson County Circuit Court case no. 22DR17285, until said motion was granted by the Court on August 3, 2023. Father was represented by counsel, Thomas A. Bittner, of his attorneys, Schulte Anderson, in that matter, and had his French counsel Terrence Richoux, available by phone during these proceedings on July 12, 13 and 18.

Page 1 – LIMITED JUDGMENT RE: REGISTRATION

**Buckley Law PC**  
5300 SW Meadows Rd., Ste. 200  
Lake Oswego, OR 97035  
Tel: 503-620-8900 Fax: 503-620-4878  
tln@buckley-law.com

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The Court, having received argument and evidence from counsel and the parties, and Mr. Paris having received specific notice of the hearing continuation on August 3<sup>rd</sup>, and having failed to appear, and his request to appear remotely from France at the continuation of the hearing on August 3<sup>rd</sup> having been denied on the record, and Mr. Paris and his counsel having been permitted to attend the hearing, but not having been permitted to present further argument or evidence after his failure to appear on August 3<sup>rd</sup>, and the Court being fully advised in the premises, makes the following

#### FINDINGS OF FACT

1. Mother and Father are the unmarried parents of two minor children, E [REDACTED] and J [REDACTED] age 8.
  2. The children were born in Ashland, Oregon, at Ashland Community Hospital. They are United States citizens. During the first months of their lives, the children lived in Oregon. They later acquired citizenship of France during the time they were living in California when they were two years old.
  3. The Court received evidence about the children's extensive contacts and connections with Oregon. Significant evidence exists concerning the children's contacts with Oregon, including evidence concerning the children's care, protection, training and personal relationships.
- The maximum contacts and evidence about the children are in one state: Oregon.



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1 The children have a large network of extended family, including young cousins  
2 ranging from age 2-15, in the Rogue Valley, Oregon area with whom they are  
3 closely bonded and with whom they have spent significant time throughout  
4 their lives. Multiple witnesses, including Mother's stepbrother Shaun Olson,  
5 testified about the extensive family connections with the children that have  
6 been fostered over the years. Mr. Olson also testified about a sleep-over at his  
7 house with the children on October 4, 2022.  
8

9 a. The children were still enrolled in school in early October, 2022 at Bellevue  
10 Elementary School in Ashland. [REDACTED]'s teacher Ellen Gayton testified that  
11 [REDACTED] fit in right away in the class. Mother testified that the children had  
12 many friends when they began school there in August, 2022 because of  
13 their relationships with friends in the Rogue Valley. The children  
14 participated in the school run fundraiser. Ms. Gayton testified that she had  
15 regular interactions with Father at drop-offs, and that she had further  
16 observations of Mother, Father and the children that she could share at a  
17 subsequent custody proceeding in Oregon.  
18

19 b. The Court received into evidence copies of the children's medical records  
20 with Dr. Jani Rollins, where they have been cared for since birth. Mother  
21 testified that Dr. Rollins would be available to testify in a further custody  
22 hearing in Oregon.  
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- 1 c. The Court received into evidence copies of the children's orthodontia  
2 records from their orthodontist in Ashland, where they had been treated  
3 since 2021, when they were six years old.
- 4 d. The Court received into evidence testimony from the children's dance  
5 teacher Cassandra Preskenis, who has taught them at numerous times  
6 throughout their lives. She had observations about the parents and children  
7 that she could share at a later custody hearing in Oregon.
- 8 e. The Court received testimony from the children's maternal grandmother  
9 Margaret Olson, who lives in Ashland, about her involvement with the  
10 children throughout their lives. This involvement included being present  
11 for their birth, for annual time in Ashland during holidays, staying with the  
12 children and the parties in California, traveling to France with the family,  
13 and other information about the children. She indicated she had  
14 observations about the parents and children that she could share at a later  
15 custody hearing in Oregon.
- 16 f. The Court received testimony from the children's maternal grandfather,  
17 Mother's stepfather, who lives in Ashland, about his involvement in the  
18 children's lives throughout their lives. This involvement included being  
19 present at their birth, for annual time in Ashland during holidays, traveling  
20 to France with the family, teaching them how to fish in the summer of  
21 2021, teaching them rudimentary wood-working, and other information  
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1 about the children. He indicated he had further observations about the  
2 parents and children that he could share at a later custody hearing in  
3 Oregon.

4 g. The Court received testimony from other friends, namely Mary Chapman,  
5 Noah Treiger, and Jay Treiger, all of whom are located in the Rogue Valley,  
6 who testified about contact with the children over the years since their  
7 birth. Ms. Chapman and Messrs. Treiger testified that they had additional  
8 observations of Mother, Father, and of the children that they could share at  
9 a later custody hearing in Oregon.

10 h. In the summer of 2022, Mother testified that Father placed an air tag in her  
11 vehicle which she used to drive the children, and Mother reported the  
12 incident to the Ashland Police. Mother testified that the Ashland Police  
13 officer who took her report would be available to testify later in a custody  
14 proceeding in Oregon.

15 i. Mother testified that in the summer of 2022, Father accessed her computer  
16 in Ashland without her consent to read her private communications with  
17 her French lawyer, and when Mother discovered this she reported it to the  
18 police. There is a criminal case pending in Jackson County Circuit Court  
19 case no. 22CR59524. The officer and any witnesses who appear in that  
20 proceeding could appear in a later custody proceeding in Oregon.  
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j. Mother testified that the parties hired an au pair to live with the family in Ashland, who then lived in the household with the children from August, 2022 until November 2022. Mother testified that the au pair would be available to testify in a later custody proceeding in Oregon about her observations of the parties and the children.

k. Mother and Father and the children were all living in Ashland, Oregon in October 2022.

l. All parenting time from the date of the girls' move to Oregon in July 2022 through October, 2022 was exercised in Oregon.

m. On October 6 and 7, 2022, Father lived in Oregon and did not remain in France.

4. Significant evidence does not exist for the children's connections with any other jurisdiction.

a. Father's presentation of evidence in his declarations filed with the court focused on him, and not the children, living in France. Father's testimony was stricken when he refused to appear in person for his cross-examination. Father's statements in his declaration were not credible.

b. Father's apartment in France is not a family home. He did not live there on October 6 or 7, 2022. The family only stayed there briefly when they went to France as it is not suitable for a family. Mother testified that the

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1 apartment is not legally possible to use as a family home because it is too  
2 small for the four of them to reside there for Paris residency requirements.

3 c. Mother testified that the parties not only intended to be in France for a  
4 short period of time for pre-school in 2019-20, they lived like it. They lived  
5 in a furnished apartment. They focused their efforts on developing a family  
6 home first in California and then, beginning in 2021, in Ashland. Mother  
7 testified that for much of the time during their stay in Paris from August  
8 2019-July 2022, French rules, uncertainty over the COVID-19 pandemic,  
9 and the parties' own concern for their and the children's health limited their  
10 interactions with the world around them. When the parties moved back to  
11 the United States in 2022, they sold all their limited furnishings, said  
12 goodbyes, and unenrolled the children from school in France.

13  
14  
15 d. Although the parties through counsel signed an agreement on July 19, 2022  
16 (Exhibit 18) for the family to alternate years between France and Oregon,  
17 this agreement was both 1) based on the assumption that the parties would  
18 stay together as a couple and family, and 2) included language that the  
19 agreed alternation was dependent on the children's best interests. The  
20 parents are no longer a couple. Mother made clear that she did not believe  
21 it was in the children's best interests to leave Oregon.

22  
23 e. At a hearing in US District Court in December, 2022, the Honorable Judge  
24 Michael McShane found that the parties had stipulated to the children's  
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1 move to Oregon in 2022, and that there was no wrongful removal or  
2 wrongful retention of the children.

3 f. The only information about the children's lives in France besides from  
4 Mother was presented by Sebastian Natal, who had little information about  
5 the children and testified he had not talked to them since Father and  
6 Mother moved to Oregon in 2022. Mr. Natal was able to testify remotely  
7 from France in this hearing, and likely could appear remotely at a later  
8 hearing if called to testify.  
9

10 g. Mother testified that there is limited family in France, and the children are  
11 not as bonded to paternal cousins as they are to the maternal cousins  
12 because of a significant age gap between paternal relatives and the children.  
13

14 h. To the extent that there is evidence in France, subject to the court's  
15 discretion, under Oregon law a party such as Mother or Father can call the  
16 witnesses remotely to testify in a custody proceeding in Oregon.

17 i. Mother testified that the French court did not allow witnesses to be called  
18 remotely, or for witnesses to testify meaningfully at all in that proceeding.  
19

20 5. In late August, 2022, until at least October 7, 2022, Father, Mother, and the  
21 children were living together in the marital residence on Leonard Street in  
22 Ashland, Oregon.

23 6. Father did not live in France- or anywhere else besides Ashland – in early  
24 October 2022. He had moved to Ashland to be with Mother and the children  
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1 in August, 2022. He had moved his permanent belongings from storage in  
2 California to Ashland in late August, 2022. His credit card and bank  
3 statements for September-October 2022 (Exhibits 79 & 80) show him buying  
4 groceries for the family in Ashland and Medford, going out to eat in Ashland,  
5 and living in Oregon with his children.  
6

7 7. The children were born in Ashland, Oregon and are United States citizens.  
8 They later acquired citizenship of France while living in Topanga, California.

9 8. The proceedings in this matter have demonstrated that a Court of the State of  
10 Oregon may and can take extensive testimony and evidence via remote means  
11 from witnesses located abroad. All of the witnesses necessary to resolve the  
12 parties' custody dispute can likely participate in this proceeding, even remotely  
13 if necessary.  
14

15 9. Substantial evidence does not exist in France.

16 a. The children were in France from mid-2019 to mid-2022 on a temporary  
17 basis.  
18

19 b. They had been to visit France before, but only stayed briefly to visit family.

20 c. The parties moved to France from Los Angeles in 2019 to take advantage  
21 of free pre-kindergarten for the twins. They intended to return to California  
22 initially, and then to Oregon.  
23

24 d. While in France, the family stayed in a furnished apartment.  
25

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- e. The family's stay was extended against their wishes due to the unforeseen effects of the COVID-19 pandemic.
  - f. During the parties' stay in France, they returned with the children to see family in Oregon for over three months, to build the family home in Ashland, and attended orthodontia appointments in Oregon.
  - g. The children had been unenrolled in French schooling by their parents consent in the summer of 2022.
  - h. Father apparently filed taxes claiming he was a resident of California during the years the parties were in France.
  - i. On October 5, 2022 Father acknowledged the children lived in Oregon and promised that he would never kidnap them to France.
  - j. The parties had said their goodbyes and departed from France to Oregon as family in July and August, 2022.
  - k. There is no evidence that the French court would consider extensive evidence from outside France about the children.
10. Under the totality of the circumstances, the parties' move from France to Oregon was not a temporary absence from France.
- a. The children lived in Oregon on October 7, 2022.
  - b. Father lived in Oregon on October 7, 2022. He loves his children and would not live in France away from them.

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- c. Mother lived in Oregon on October 7, 2022. She loves her children and would not live anywhere else away from them.
- d. The parties sold their temporary furniture in moving from France. They did not maintain a family residence in France after leaving in the summer of 2022. When Father returned to France with the minor children in violation of this court's orders in July, 2023, he did not take them to live in his small apartment in Paris. He took them to his parent's home in the suburbs of Paris.
- e. While Father told the court in his declaration that he went to France in September, 2022, Mother testified that he in fact went primarily to Germany.
- f. Father told Mother several times that he would agree to live in Oregon, and his actions corresponded to his statements.
- g. Father drove the family vehicle from California to Oregon to register it and have it insured in Oregon in 2021.
- h. Mother testified that Father claimed residency in California for tax purposes the entire time the parties were in France, until at least October 2022.
- i. The parties' mediated agreement from July 2022 (Exhibit 18) was an agreement for the family to live together, and did not contemplate the parties separating. It also made clear that the agreement was conditioned

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1 on both parties agreeing that it was in the children's best interests to  
2 continue to follow the terms beyond getting to Oregon in the summer of  
3 2022.

4 11. Mother prevailed at the Hague proceeding in December 2022. The children  
5 were not wrongfully removed from France. Father intended for the children to  
6 come to live in Oregon.

7 12. In March 2023, at a hearing in France in which Mother was not present, Father  
8 obtained a favorable custody determination.

9  
10 a. The French court is not a court of record such as an Oregon court of  
11 record. There is no independent record of proceedings for a party such as  
12 Mother to refer to in litigation. Notice is provided only through counsel.

13  
14 b. Mother is not a citizen of France.

15 c. Mother's initial French counsel, Noemie Hodara, had to withdraw because  
16 of a complaint filed by Father after the initial appearance in January 2022.

17 d. Mother had no reason to believe that anything other than jurisdiction  
18 would be addressed at the proceeding in March, 2023. Her lawyer made  
19 clear to her that the March, 2023 hearing applied only to jurisdiction.  
20 Accordingly, Mother presented only evidence on the habitual residence  
21 standard.  
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- 1 c. Mother did not have an opportunity to call witnesses, cross examine  
2 witnesses, or meaningfully rebut Father's evidence at the March 2023  
3 French hearing. She could not appear remotely.  
4  
5 f. At the March 2023 hearing, Father represented himself as living in France  
6 as a resident of Paris in early October, 2022 and at the time of the hearing.  
7 Neither representation was true. He lived in Oregon in early October,  
8 2022. He was exercising week-on, week-off time with the children subject  
9 to the TPOR Status Quo at the time of the hearing, and was receiving  
10 health benefits and wages from his employer in Texas in March, 2023.  
11  
12 g. If Mother believed the French court would have decided anything on  
13 exercising jurisdiction, Mother would have done anything possible to be in  
14 France. She testified she would have swam to France if necessary, and her  
15 desire to be there was credible. She testified she has spent over \$300,000  
16 on legal fees in this matter, and it does not make sense that a person such as  
17 Mother would not appear if she thought her rights as the children's mother  
18 would be substantially affected.  
19  
20 h. Mother received a summons in the French proceeding, but had to rely only  
21 on her French counsel for understanding the proceedings in the French  
22 court.  
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- i. Mother did not receive a hearing notice for the French hearing such as a hearing notice generated by the State Courts of Oregon. Her counsel indicated to her that the hearing would be on jurisdiction only
- j. Mother presented no evidence at the hearing on the issue of custody and parenting time because of her lack of understanding of the court's procedures.
- k. Mother is a citizen of the United States. Mother's due process rights and constitutional right to open court proceedings were implicated by the French court's ruling on her custodial rights.
- l. Given the stakes involved, the relief requested, and the position taken by Father to limit Mother's parenting time to time in France, including presently seeking an order stopping the children from leaving France for the next five years, the hearing in France was akin in substantive way to a termination of parental rights proceeding in Oregon.
- m. A parent's right to parent their child is a fundamental right protected by US Constitution and the Oregon Constitution.
- n. Through no fault of her own, Mother did not appear at the French hearing wherein Father was granted "shared custody" of the children. In later documents, Father represented to authorities that he was awarded sole custody.

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13. The French court's jurisdictional ruling is on pages 3 and 4 of the Judgment rendered on April 21, 2023 by the Family Court Judge Karima Brahimi.

a. The language in the jurisdictional ruling of the French judgment is as follows: *"In this case, in light of the documents in the file and the debates, it appears that since the birth of the two daughters, the couple and the children have resided alternately in France in the United States; that since the start of the 2019 school year, the couple and the children have settled in France and the two daughter have been schooled in France, that during April 2022, relationship difficulties have arisen between the couple and that the two parents no longer agree on the family's place of residence, with Mr. PARIS wishing to remain in France and Ms. BROWN wishing to return to the United States; that nevertheless the parents agreed on July 19, 2022 for the family to leave for the United States for the 2022-2023 school year, the couple's two daughters having arrived on American territory on July 29, 2022. 'Thus, at the time of the referral to the French court, on October 6, 2022, J [REDACTED] and E [REDACTED] had been residing in the United States for only two months; before that, they had been residing and attending school in France for three years, a country in which they were socially integrated; if the parents agreed to return to the United States, this agreement concerned only the 2022/2023 school year, and thus it cannot be inferred that the parents had the common intention of transferring the children's residence to the United States on a long-term basis.*

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"Consequently, taking into account these elements, it appears that on the day of the referral to the French court, i.e. October 6, 2022, J [REDACTED] and E [REDACTED] had their habitual residence in France.

"Therefore, the French judge is competent to rule on claims relating to parental responsibility (emphasis added)."

- i. The French court's ruling on jurisdiction primarily focused on the intent of the parties and their consent in establishing a habitual residence for the children and assuming jurisdiction.
- ii. The French court's ruling on jurisdiction focused on the children's habitual residence, and where they were integrated socially.
- iii. The French court did not address anything about the home state of the minor children, or the extended home state of the minor children.
- iv. The French court did not weigh the relative maximum contacts between the children and France, or between the children and Oregon, or any other jurisdiction, in making its determination to exercise jurisdiction.
- v. The French court did not consider whether Father and the children were located in France and whether Father was exercising parenting time in France in October 2022.
- vi. The French court was factually wrong to the extent that it determined Father was living in France for the purposes of the UCCJEA. Father was living in Oregon, not France in early October 2022.

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- 1 b. The French court was aware of this proceeding before it made its  
2 jurisdictional determination. Mother testified that it made no effort to  
3 contact this court before awarding Father custody and the French judgment  
4 does not reflect any effort or consideration of Oregon's jurisdiction besides  
5 which court was "seized" first. The French court did not attempt to  
6 communicate with this court.  
7
- 18 14. It is the French judgment, and the applicable UCCJEA standards that are the  
9 focus of the proceedings before this Court.  
10
- 11 15. Before resolving any substantive matters, this Court must determine whether  
12 or not this Court has subject matter jurisdiction over the minor children under  
13 the Uniform Child Custody Jurisdiction and Enforcement Act ("UCCJEA").  
14
- 15 16. The hearing on the issue of whether or not this Court has UCCJEA jurisdiction  
16 took place over the course of multiple days, wherein the Court heard testimony  
17 from multiple witnesses and received evidence from witnesses in France and in  
18 the courtroom. Both parties were given extensive opportunity to produce  
19 witnesses. Both parties were, or had the opportunity to be, represented by  
20 counsel. Father was able to present his case *pro se* as he saw fit, subject to the  
21 rules of evidence, during the first three days of hearing.  
22
- 23 17. After the first three days of hearing, Father wrongfully misrepresented the  
24 registration of the French judgment to lawful authorities, and, contrary to this  
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1 court's prior, explicit, written, and repeated orders, ~~abducted to France with~~ removed  
 2 the minor children from this state and took them to France.

3 18. A TPOR was entered on October 7, 2022 and remains in effect. Neither party  
 4 is allowed to leave the state of Oregon with the minor children without the  
 5 agreement of the other parent.

6 19. Father and the minor children are located in France at present, in violation of  
 7 this court's orders. As the Court told Father on June 21, he violates this  
 8 court's orders at his peril.

9 20. Father was aware of the TPOR and was told repeatedly by the Court that the  
 10 judgment had not yet been confirmed or validated.

11 21. Mother testified that Father requested that the August 3, 2023 hearing be set so  
 12 he could personally appear.

13 22. Father filed belated motions for remote appearance for the August 3<sup>rd</sup>, 2023  
 14 continuation of hearing. His motions were not timely, were not in good faith,  
 15 and were prejudicial to Mother, who was about to resume her cross-  
 16 examination of Father. Father should not violate court orders and expect to  
 17 receive special treatment as a result, thereby gain any advantage.

18 23. The children have a highly desirable pediatrician, dentist, and orthodontist in  
 19 Oregon.



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1 24. Taking into account the above facts, the children did not have a home state on  
 2 October 6 or October 7, 2022 for the purposes of the UCCJEA, ORS  
 3 109.741(1)(a).

4 a. The children did not have an extended home state at the time either,  
 5 because Father did not continue to live in France in early October 2022.  
 6 He lived in Oregon.

7  
 8 b. The children and the children's parents, or the children and at least one  
 9 person acting as a parent, did not have a significant connection with France  
 10 in early October 2022, because substantial evidence concerning the  
 11 children's care, protection, training and personal relationships was only in  
 12 Oregon, and not France, ORS 109.741(1)(b)(A)-(B).

13  
 14 c. The children and the children's parents, or the children and at least one  
 15 person acting as a parent, did not have a significant connection with France  
 16 in early October, 2022, because Father did not reside in France at the time,  
 17 and although he maintained a meaningful relationship with the children, in  
 18 doing so, he exercised parenting time in Oregon, ORS 109.741(1)(b)(A)-(B).

19 d. No other state than Oregon would have jurisdiction under ORS  
 20 109.741(1)(a),(b) and (c) to make an initial custody determination.

21  
 22 25. Oregon has jurisdiction to make an initial custody determination. The issuing  
 23 court of the French judgment did not have jurisdiction under ORS 109.741 to  
 24 ORS 109.771. ORS 109.787(5)(a).  
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26. Mother is contesting registration, and was entitled to notice of the French judgment for the purposes of Oregon law. Notice was not given in accordance with ORS 109.724 and the Oregon Constitution, Article 1, Section 10, of the initial custody determination in the proceedings before the French court that issued the order for which registration was sought.

27. It is appropriate that this court assume jurisdiction.

**NOW, THEREFORE IT IS HEREBY ORDERED AND ADJUDGED:**

1. This court is authorized by the UCCJEA, ORS 109.701 et. seq., to take jurisdiction over the minor children of the parties and this matter.
2. France does not have jurisdiction over the minor children of the parties and this matter pursuant to ORS 109.701 et. seq.
3. Mother has established by clear and convincing evidence that the issuing court in France did not have jurisdiction to make an initial custody determination under ORS 109.741 to ORS 109.771.
  - a. This Court declines to confirm Father's registration of the French custody order, as France did not have home state or significant connection jurisdiction under factual circumstances in substantial conformity with the UCCJEA at the time it made the custody order.
  - b. For the foregoing reasons, pursuant to ORS 109.787(5)(a), the request to register the child custody determination in the judgment of the French court is DENIED.
4. Mother has established by clear and convincing evidence that Mother was entitled to notice, but notice was not given in accordance with the standards of

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1           ORS 109.724 and the Oregon Constitution in the proceedings before the  
2           French court.

3           a. The French court's processes and procedures in the application of these  
4           facts do not substantially conform with the UCCJEA standards or Oregon  
5           constitution. As such, the French court's custody determination is not  
6           lawful in this country and in this Court.

7           b. Mother did not have actual notice of the French proceeding and an  
8           opportunity to be heard for the purposes of Oregon law. To register,  
9           confirm, and validate the French judgment in this circumstance would be a  
10          violation of ORS 109.787(5)(c) and of Mother's constitutional rights under  
11          the Article 1, Section 10 of the Oregon Constitution.

12          c. Father had notice of this proceeding and an opportunity to be heard.

13          d. For the foregoing reasons, pursuant to ORS 109.787(5)(c), the request to  
14          register the child custody determination in the judgment of the French  
15          court is DENIED.

16          5. In making an initial custody determination, France did not have subject matter  
17          jurisdiction as required under the UCCJEA.

18          6. A court's analysis under the habitual residence standard and the UCCJEA  
19          home state standard may come to different conclusions given certain facts  
20          presented in a matter. This Court makes no ruling on the applicability of the  
21          habitual residence standard by the French court.

22          7. France did not have home state jurisdiction, as the children had lived in  
23          Oregon for approximately two months at the time Father filed for custody in  
24          France.

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- a. Father did not live in France at the time Father filed for custody in France. In considering the totality of the circumstances, Father's argument that his absence from France was temporary fails. Father's absence from France was not temporary.
- b. Father's argument that France had extended home state jurisdiction is without merit. He did not live in France on October 7, 2022. He lived with his children and Mother in Oregon.
- c. The French judgment is not in substantial factual conformity with the UCCJEA pursuant to ORS 109.781.
  - i. The French court impermissibly gave significant weight to its determination of the intention of the parties in establishing a habitual residence of the children. That is an error of law for the purposes of the UCCJEA. Subject matter jurisdiction cannot be conferred. Jurisdiction cannot be conferred by the parties by consent, nor can the want of jurisdiction be remedied by waiver, or by estoppel. *Matter of Marriage of Schwartz and Battini*, 289 Or App 332, 338 (2017), citing *Shepard v. Lopez-Barcenas*, 200 Or App 692, 697, 254, rev. den., 339 Or 475, 124 P.3d 1248 (2005) ("[A] party's consent to the trial court's jurisdiction over the initial determination of custody under the UCCJEA has no effect if, indeed, the court lacked jurisdiction to make that determination."); see also *Medill and Medill*, 179 Or App 630, 645, 40 P.3d 1087 (2002) (same).
  - ii. The French court did not weigh the maximum contacts.

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- iii. The maximum contacts for evidence concerning the children are present in Oregon.
  - iv. To the extent that any necessary evidence is present in France, the witnesses in France can testify in the custody proceeding remotely.
8. The French court does not have significant connection jurisdiction.
  - a. The French court did not determine whether it had home state jurisdiction or anything similar to it, a necessary step before determining significant connection jurisdiction.
  - b. The French court was aware of this proceeding and should have communicated with this Court before making a custody determination, but the French court did not do so. See ORS 109.751(4).
  - c. Father was not exercising his parenting time in France at the time the custody matter was filed in France, and was not residing in France at the time either. Under the *Mayfield* test for significant connection jurisdiction, 306 Or App 386, 392 (2020), citing *White v. Harrison-White*, 280 Mich. App. 383, 394 (2018), France did not have significant connection jurisdiction.
9. Oregon has subject matter jurisdiction over the minor children under the UCCJEA based on significant connection jurisdiction, as there is substantial evidence of the children's care, protection, training, and personal relationships in Oregon. As such, this Court will proceed in presiding over the parties' dissolution and custody matter, and all related matters.
10. The French judgment has never been registered in Oregon. It is not a valid order of Oregon and has no legal effect here. It had no legal effect in Oregon

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- 1 at the time that Father fled with the minor children to France on or about July  
2 22, 2023.
- 3 11. Additionally, in making its custody order, France failed to provide Mother with  
4 notice as is required by the UCCJEA and Oregon Constitution before a child  
5 custody determination is made.
- 6 12. The French judgment fails the UCCJEA's jurisdictional and procedural  
7 requirements. As such, the French custody determination is unlawful.
- 8 13. Father failed to appear at the continuation of this hearing on August 3, 2023.  
9 He had actual notice of the proceeding. He had an opportunity to be heard.  
10 He was not present because he was in willful violation of the court's orders not  
11 to leave the state with the minor children.
- 12 14. Father knew or should have known that the French judgment had no legal  
13 effect in Oregon until this hearing was adjudicated.
- 14 15. Father has acted in bad faith in this proceeding.
- 15 16. The award of attorney fees and costs, if any, should be determined pursuant to  
16 ORCP 68.

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Circuit Court Judge David J. Orr

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22  
23 ***[UTCR CERTIFICATE FOLLOWS ON NEXT PAGE]***



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1 UTCR 5.100 CERTIFICATE OF READINESS: This proposed order is ready for judicial  
signature because I have received no timely objections, despite  
2 an email to the contrary.

3 DATED this 16 day of August, 2023.

4 BUCKLEY LAW P.C.

5 By: 

6 Taylor L. M. Murdoch, OSB No. 111307  
7 tlm@buckley-law.com  
8 of Attorneys for Mother

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**APPROVED AS TO FORM:**

\_\_\_\_\_  
Thomas Bittner, Attorney for Father

\_\_\_\_\_  
*date*

Page 26 -- LIMITED JUDGMENT RE: REGISTRATION

**Buckley Law PC**  
5300 SW Meadows Rd., Ste. 200  
Lake Oswego, OR 97035  
Tel: 503-620-8900 Fax: 503-620-4878  
tlm@buckley-law.com

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1 **CERTIFICATE OF SERVICE:** I certify that I served on August 10, 2023, a complete and  
2 exact copy (true copy) of this on the parties or their representative(s) by causing to be hand  
3 delivered a true copy, as follows:

4 **Thomas A Bittner**  
5 **Schulte Anderson**  
6 **811 SW Naito Pkwy Ste 500**  
7 **Portland OR 97204**

8 **DATED** this 11 day of August, 2023.

**BUCKLEY LAW P.C.**

By:

Taylor J. M. Murdoch, OSB No. 111307  
tjm@buckley-law.com  
of Attorneys for Mother

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IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

IN THE MATTER OF:	)	
HEIDI MARIE BROWN,	)	CASE NO. 22DR17285
PETITIONER,	)	<b>TEMPORARY PROTECTIVE ORDER OF</b>
and	)	<b>RESTRAINT</b>
ARNAUD PARIS,	)	(Pre-Judgment Status Quo – ORS 107.097)
RESPONDENT.	)	

This matter came before the court on Petitioner's ex parte motion for a temporary protective order of restraint. Based upon Petitioner's declaration and the other documents on file herein, the court hereby finds the following:

1. The parties' minor children are E L P (7) and M P (7).
2. Their children's usual place of residence is with Petitioner at 665 Leonard St., in Ashland, Oregon.
3. Their children are currently enrolled and attend school at Bellview Elementary School in Ashland, Oregon.

4. Both parties exercise parenting time with their children on a roughly equal basis.

THEREFORE, IT IS HEREBY ORDERED that Petitioner and Respondent are restrained from the following:

1. Changing their children's usual place of residence at 665 Leonard St., in Ashland, Oregon;
2. Interfering with the present placement and daily schedule of their children, which includes attending school at Bellview Elementary School in Ashland, Oregon;

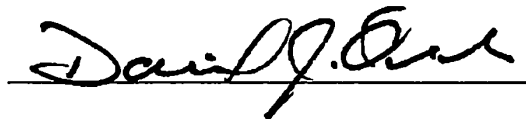
TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)

Page 1 of 3

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3. Hiding or secreting their children from the other party;
4. Interfering with the other party's usual contact and parenting time with their children which is on a roughly equal basis;
5. Leaving the state with their children without the written permission of the other party or the permission of the court; and
6. In any manner disturbing the current schedule and daily routine of the child until custody or parenting time has been determined or the parties otherwise agree in writing.

10/11/2022 4:15:55 PM



Circuit Court Judge David J. Orr

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 2 of 3

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**UTCR 5.100 Certificate of Readiness**

This proposed order is ready for judicial signature because service is not required by statute, rule, or otherwise.

DATED: 10/07/2022

**CARTY LAW, P.C.**



---

Sarah Bain, OSB No. 202594  
Email: sarah@cartylawpc.com  
Attorney for Petitioner

\* \* \* \* \*

**NOTICE**

You may request a hearing on this order as long as it remains in effect by filing with the court a request for a hearing. In the request you must tell the court and the other party that you object to the order and specifically why you disagree with the representation of the status quo described in the order. In the request you must also inform the court of your telephone number or contact number and your current residence, mailing, or contact address.

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 3 of 3

**CARTY LAW, P.C.**  
P O. Box 4628, Salem, Oregon 97302  
office@cartylawpc.com | (503) 991-5142 | www.cartylawpc.com



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Family Law Department

Respondent.

) Case No.: 22DR17285  
) Related Case No.: 23DR08269  
)  
) **ORDER RE: CONTACT**  
)  
)  
)  
)

1. Mother and Father are the unmarried parents of two minor children, E and P, age 8.

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5300 SW Meadows Rd., Ste. 200  
Lake Oswego, OR 97035  
Tel: 503-620-8900 Fax: 503-620-4878  
tln@buckley-law.com

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2. A *Temporary Protective Order of Restraint* was signed on October 7, 2022. The *Temporary Protective Order of Restraint* remains in full force and effect. The parties exchange the children on Sundays.
3. The Court's findings on the record of June 21, 2023 as reflected in Exhibit 1 are incorporated herein as if fully set forth.

NOW THEREFORE, IT IS HEREBY ORDERED:

1. *Calls*. Whenever the children desire to call the parent with whom they are not having parenting time, the parent with whom they are with will facilitate such a call. In addition, there will be two points during the week where either parent can call and do a check-in and speak with the children, at 7:30 pm Pacific Standard Time, on Tuesdays and Thursdays.
2. *Discussing the Case*. Neither parent will discuss the pending litigation with the children.

8/3/2023 2:03:14 PM



Circuit Court Judge David J. Orr

UTCR 5.100 CERTIFICATE OF READINESS: This proposed order is ready for judicial signature because opposing counsel agreed to file objections independently.

DATED this \_\_\_\_ of June, 2023.

8/3/2023

By:

BUCKLEY LAW P.C.



583048810319486

Taylor L. M. Murdoch, OSB No. 111307  
tlm@buckley-law.com  
of Attorneys for Mother

Page 2 – ORDER

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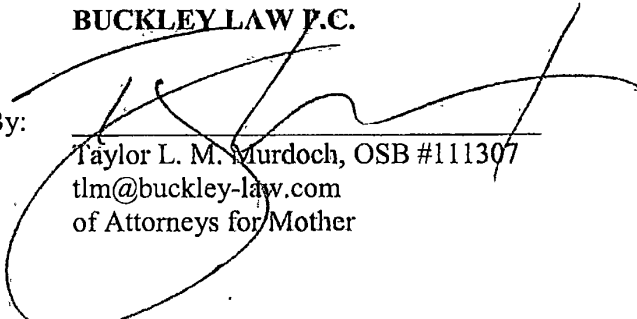
**CERTIFICATE OF SERVICE:** I certify that I served on July 31, 2023, a complete and exact copy (true copy) of this *Order Re: Contact* on the parties or their representative(s) by hand delivering a true copy to the following address, as follows:

**Thomas A Bittner  
Schulte Anderson  
811 SW Naito Pkwy Ste 500  
Portland OR 97204**

**DATED** this 31 day of July, 2023.

**BUCKLEY LAW P.C.**

By:

  
Taylor L. M. Murdoch, OSB #111307  
t1m@buckley-law.com  
of Attorneys for Mother

Page 3 – ORDER

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Page 1

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1 IN THE CIRCUIT COURT OF THE STATE OF OREGON

2 FOR THE COUNTY OF JACKSON

3

4 In the Matter of: )

5 HEIDI MARIE BROWN, )

6 Petitioner, )

7 and ) Case No. 22DR17285

8 ARNAUD PARIS, ) Case No. 23DR08269

9 Respondent. )

10

11

12 EXCERPT OF PROCEEDINGS

13 Pages 1 to 9

14

15

16 BE IT REMEMBERED THAT on June 21, 2023, the  
17 above-entitled case came on regularly for hearing before  
18 The HONORABLE DAVID J. ORR, a Circuit Court Judge.

19

20 APPEARANCES:

21 Taylor LM Murdoch, Appearing via Webex  
22 Attorney at Law  
23 Representing the Petitioner

24 Thomas A. Bittner, Appearing via Webex  
25 Attorney at Law  
Representing the Respondent

--:-

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EXHIBIT 5  
Page 91 of 104

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1                   E X C E R P T   O F   P R O C E E D I N G S

2

3                   THE COURT: Do either -- Mr. Bittner, you  
4 were trying to address this issue?

5                   MR. BITTNER: Yeah, Your Honor. Look,  
6 these -- they've exchanged the kids successfully for --  
7 you know, since last October. I think we should let  
8 them be. And I want to object to you modifying your  
9 status quo order. I've explained to you that any effort  
10 you make to alter what's going on is in contravention to  
11 the judgment in France, and you don't have modification  
12 jurisdiction. So I'm just making a record. I'm  
13 pointing it out. You're going to do what you want to  
14 do. I get it. So, you know --

15                  THE COURT: You've made the record multiple  
16 times. That's not what I was asking. I was asking for  
17 your proposal in terms of how to address the problem  
18 that is, that is at hand here. Yeah, I understand that  
19 you believe Oregon doesn't have jurisdiction. That may  
20 well be the case. As of now, that has not been  
21 determined. I will make such orders as are necessary  
22 that are in the best interests of the children.

23                  Let's talk about what we're going to do here with  
24 regards to the parents talking to the children,  
25 Mr. Bittner.

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1 MR. BITTNER: I guess my point is, what have  
2 they historically done this past year? It seems to have  
3 been fine. So I don't know that the Court needs to  
4 intervene. They may be going through a rough patch,  
5 but, you know, this was not the form, the time, the  
6 place. You know, I don't know that there is a problem.  
7 They've never complained to me -- or my clients never  
8 complained to me that the kids haven't been able to  
9 communicate with him or the kids with their mother.

10 There have been a lot of complaints from my  
11 client about things that the girls repeat to him that  
12 mom says that are really, really bad, and so, you know,  
13 there is some concern of that. But the Court has  
14 chastised both parties and grandparents and whatnot to  
15 shield the kids, and that's, you know, standard and  
16 appropriate advice, and I told my client to follow it,  
17 and I'm sure that Mr. Murdoch has done the same. So  
18 they've been told what to do. They need to make the  
19 kids available if the kids want to communicate. And,  
20 you know, if there needs to be a midweek check in, they  
21 -- whatever. I understand.

22 But, but I discourage you from making orders that  
23 are in modification. That's a whole different issue  
24 than what I said before about this Court not having  
25 jurisdiction to make an initial determination. Now

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1 you're making a modification.

2 So I'd say let them be and, you know, if  
3 somebody's got a problem, they can file a motion. But  
4 jumping in and trying to --

5 THE COURT: Well, as long --

6 MR. BITTNER: -- do it on the fly --

7 THE COURT: -- we're in court here, we  
8 might, we might as well get these issues settled to the  
9 extent that it's possible to settle them. I'm going to  
10 hear from Mr. Murdoch.

11 But, Mr. Paris, what were you trying to say?

12 MR. PARIS: Actually, I'm the one who  
13 offered the kids yesterday to call their mother.

14 THE COURT: You were, you were the one who  
15 what?

16 MR. PARIS: I am the one who offered the  
17 kids to call their --

18 THE COURT: To what the kids?

19 MR. PARIS: Sorry. I am the person who told  
20 the kids, "Do you want to speak to your mom?" yesterday.  
21 That phone call was me suggesting to the kids to call  
22 their mom. They don't necessarily want to call their  
23 mom every day, nor do they want to talk to her every  
24 day. You know, they're doing lots of fun things. I am  
25 the one that was saying to the kids, Do you want to call

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1 your mom? You haven't talked to her for three days.  
2 And I asked, Why do you not want to talk to her every  
3 day? They said, When we're with you, we don't really  
4 want to talk to mom, and when we're, when we're with  
5 mom, we don't really want to talk to you. Because last  
6 week they called me once. One of them called me once.  
7 That's it. I don't get to speak to them every day. And  
8 frankly, I don't want to fault them. If they don't want  
9 to talk to me when they're with mom, that's fine. I  
10 suggested that they call their mom yesterday, and they  
11 said okay. Sometimes I suggest and they say no. I  
12 don't think we should fault these kids. That's what I'm  
13 saying. Even if mom wants to talk to them every day, if  
14 they don't want to talk to their mom, I don't think we  
15 should fault them, fault them.

16 THE COURT: What is the exchange day? What  
17 day of the week?

18 MR. PARIS: It's, it's Sunday.

19 THE COURT: All right. Mr. Murdoch,  
20 anything on all this before I do something?

21 MR. MURDOCH: Thank you, Your Honor.

22 Let's just make sure these kids talk to their  
23 parents and make sure this is not something where a  
24 parent is suggesting one way or the other or is somehow  
25 leading -- leaving it to an eight-year-old's

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1 determination. Let's get an order in place saying these  
2 kids have to talk to, talk to mom during dad's time and  
3 they have to talk to dad during mom's time. Let's set a  
4 date -- or rather, let's set a time when this happens.  
5 It can be every other day. But let's make sure -- and  
6 an order also directing the parties not to discuss these  
7 matters with -- this case with the children. I think  
8 that's a straightforward thing that protects these kids  
9 and gets them through to the next hearing.

10 THE COURT: It does sound like we need to  
11 make some kind of an order. So here's what it'll be.

12 First of all, and I think both mother and father  
13 are agreeable to this, that the children, whenever they  
14 desire, are permitted to call the parent that they are  
15 not with, meaning if they're with dad, if they --  
16 whenever they want to call mom, they get to call mom; if  
17 they're with mom, whenever they want to call dad, they  
18 get to call dad, and further, that the parent will  
19 facilitate that. Since they're eight and they don't  
20 have phones, the parent will facilitate that.

21 In addition, there will two points during the  
22 week where either parent can call and do a check-in and  
23 talk to the kids. My recommendation is that be, that be  
24 somewhere around 7:30 in the evening. I don't know --  
25 you want to do that? Let's see. So you exchange

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1 Tuesday -- excuse me, you exchange Sunday. Do you want  
2 to do that Tuesday and Thursday or Tuesday and Friday?  
3 What are you requesting, Mr. Murdoch?

4 MR. MURDOCH: Your Honor, I think what the  
5 Court is suggesting, on Tuesday and Friday, makes sense.  
6 Friday may actually be problematic just because  
7 oftentimes families have plans on Friday evening --

8 THE COURT: All right.

9 MR. MURDOCH: -- for the upcoming weekend.  
10 So let's make it Tuesdays and Thursdays.

11 THE COURT: Tuesday and Thursday. So you  
12 can call at 7:30 Tuesday and Thursday. Heidi will make  
13 the kids available.

14 You can call the kids when he has them Tuesdays  
15 and Thursdays at 7:30. Mr. Paris will make the kids  
16 available.

17 If they tell you they don't want to talk, you  
18 tell them, Okay, you don't have to talk. Just tell your  
19 dad, or tell your mom, you don't want to talk because  
20 the other parent needs to hear it from them. All right.

21 MR. PARIS: So I would agree with you on  
22 this. It's very good advice. I just can't accept that  
23 order. You don't have jurisdiction, Judge.

24 THE COURT: Okay. You refuse --

25 MR. PARIS: And I will (unintelligible) --

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1 THE COURT: -- the Court's orders at your  
2 peril.

3 MR. PARIS: No.

4 THE COURT: So I'm going --

5 MR. PARIS: I'm just saying that I will, I  
6 will challenge that order in Supreme Court.

7 THE COURT: Okay. Well, go ahead and do  
8 that. I'm saying it would be not a good idea, and I  
9 think even your attorney would not recommend that you  
10 disobey the Court's orders at this point until --

11 MR. BITTNER: Yeah.

12 THE COURT: -- you have your Supreme Court  
13 order telling you otherwise.

14 Also, Mr. Murdoch, as you were suggesting the  
15 language about neither parent discussing the case with  
16 the children is very appropriate and apparently  
17 necessary here. So that's where we are.

18 Anything else that we have to put on the record  
19 before we adjourn?

20 [END OF EXCERPT: 3:10 PM]

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C E R T I F I C A T E

I, Terri Forsyth, a transcriptionist in the state of Oregon, do hereby certify that I reported in stenotype the foregoing audio recorded proceedings had upon the hearing of this matter previously captioned herein; that I thereafter reduced my said stenotype notes to typewriting; and that the foregoing transcript, Pages 1 to 9, both inclusive, constitutes a full, true and accurate record of said audio recorded proceedings to the best of my knowledge, ability, belief, and quality of the recording.

Witness my hand as transcriptionist at Portland, Oregon, this 24th day of June, 2023.

  
Terri Forsyth  
Transcriptionist

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**NOTICE REGARDING MANDATORY PARENT EDUCATION PROGRAM**

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1. Mandatory Parent Education Program – A parent education program of the type authorized by ORS 3.425 is established. The program shall provide information on the impact of family restructuring on children to each person named as a party in the following types of proceedings, when such proceedings involve minor children:
  - (a) Annulment or dissolution of marriage,
  - (b) Legal separation,
  - (c) Petition to establish custody or parenting plans (including paternity), and
  - (d) Post-judgment litigation involving custody or parenting plans.
2. Each party who files an appearance in a proceeding of the types described above shall complete the program unless exempted by the Court. A final judgment shall not be entered in the proceeding until each party not otherwise exempted by the Court who has filed an appearance has completed the program.
3. The party initiating the proceeding shall register for the program within 15 days after filing the initiating pleadings with the Court. A copy of this local rule and instructions on how to register for the program shall be served by the initiating party on all parties against whom relief is sought. Service shall be completed in the manner provided in ORCP 7 at the time the initiating documents are served. All other parties shall have 30 days after service of the notice upon them to register for the program.
4. The Court shall provide a copy of this rule to the initiating party for service upon all parties against whom relief is sought, together with a statement describing the program including contact telephone numbers, addresses and statement of costs.
5. The program provider shall issue a certificate of completion when the participant has completed the program. The certificate must be filed with the Court.
6. The Court may exempt one or both parties from the program if, after reviewing the requested party's motion and supporting affidavit, the Court determines that participation is unnecessary or inappropriate.
7. Sanctions – Failure or refusal to complete the program in a timely manner shall be considered by the Court in making its ruling on issues which are in dispute.
8. A party who has completed the program shall have the right to:
  - (a) Request that the pleadings of a party who has appeared be stricken if that party has not completed the program in a timely manner without good reason.
  - (b) Request entry of an order from the Court to compel the non-complying party's completion of the program should the non-complying party not have completed the program in a timely manner without good reason. The Court may enter an award of attorney fees in favor of the complying party who utilizes this option to force the non-complying party's compliance with this rule.
  - (c) Apply for entry of a default judgment against a non-appearing party notwithstanding the non-appearing party's failure to participate in the program.

9. Fees

- (a) Each party shall pay the required fee to the program provider upon registering for the program.
- (b) The program registration fee may be waived or deferred by the Court. The procedure for requesting a fee waiver or deferral shall be the same as used to request a waiver or deferral of the fee when filing a petition for dissolution.
- (c) Application for fee waiver or deferral, if any, must be made prior to registering for the program. When registering, either the fee must be paid or the order waiving or deferring the fee must be provided to the program provider.

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**NOTICE OF STATUTORY RESTRAINING ORDER PREVENTING THE  
DISSIPATION OF ASSETS IN DOMESTIC RELATIONS ACTIONS**

**REVIEW THIS NOTICE CAREFULLY. BOTH PARTIES MUST OBEY EACH PROVISION OF THIS ORDER  
TO AVOID VIOLATION OF THE LAW. SEE INFORMATION ON YOUR RIGHTS TO HEARING BELOW**

**TO PETITIONER AND RESPONDENT:**

PURSUANT TO ORS 107.093 and UTCR 8.080, Petitioner and Respondent are restrained from:

1. Canceling, modifying, terminating, or allowing to lapse for nonpayment of premiums any policy of health insurance, homeowner or renter insurance, or automobile insurance that one party maintains to provide coverage for the other party or a minor child of the parties, or any life insurance policy that names either of the parties or a minor child of the parties as a beneficiary.
2. Changing beneficiaries or covered parties under any policy of health insurance, homeowner or renter insurance, or automobile insurance that one party maintains to provide coverage for the other party or minor child of the parties, or any life insurance policy.
3. Transferring, encumbering, concealing, or disposing of property in which the other party has an interest in any manner, without written consent of the other party or an order of the court, except in the usual course of business or for necessities of life. Paragraph (3) does not apply to payment by either party of:
  - (a) Attorney fees in this action;
  - (b) Real estate and income taxes;
  - (c) Mental health therapy expenses for either party or a minor child of the parties; or
  - (d) Expenses necessary to provide for the safety and welfare of a party or a minor child of the parties.
4. Making extraordinary expenditures without providing written notice and accounting of the extraordinary expenditures to the other party. Paragraph (4) does not apply to payment by either party of expenses necessary to provide the safety and welfare of a party or a minor child of the parties.

AFTER FILING OF THE PETITION, THE ABOVE PROVISIONS ARE IN EFFECT IMMEDIATELY UPON SERVICE OF THE SUMMONS AND PETITION UPON THE RESPONDENT. IT REMAINS IN EFFECT UNTIL A FINAL DECREE OR JUDGMENT IS ISSUED, UNTIL THE PETITION IS DISMISSED, OR UNTIL FURTHER ORDER OF THE COURT.

**PETITIONER'S/RESPONDENT'S RIGHT TO REQUEST A HEARING**

Either petitioner or respondent may request a hearing to apply for further temporary orders, or to modify or revoke one or more terms of the automatic mutual restraining order, by filing with the court the Request for Hearing form specified in Form 8.080.2 in the UTCR Appendix of Forms.



Department of Consumer and Business Services  
Insurance Division

P.O. Box 14480, Salem, OR 97309-0405  
Phone: 503-947-7891, Fax: 503-378-4351  
350 Winter St. NE, Salem, OR 97301-3883  
Email: dcbs.insmail@state.or.us  
www.insurance.oregon.gov

**Notice to parties in a suit for marriage dissolution or legal separation  
regarding continuation of health coverage**

If you or your spouse have filed for divorce or legal separation and currently hold group health insurance coverage through your spouse, your coverage may end when the court grants your divorce or separation. Oregon law offers options that may enable you to continue your coverage. This notice outlines continued coverage options available under Oregon law. Federal law commonly known as COBRA may also enable you to continue coverage. Note: You must act promptly to continue coverage.

Applying for individual coverage may also be an option. Insurers can no longer deny enrollment to individuals because of health or pre-existing conditions. You may be eligible to enroll in a plan through healthcare.gov or directly from an insurer. If you apply for coverage through healthcare.gov, you may qualify for financial assistance.

For more information about Oregon and federal law, consult your health insurer, the plan administrator for your insurance coverage, the employer through whom your insurance is provided, or your attorney.

The following is a summary of options under Oregon law:

1. Continuation of existing coverage for a divorced or legally separated spouse who is 55 years of age or older (ORS 743.600 to 743.602). If you are a divorced or legally separated spouse and if you are 55 years of age or older when the dissolution or legal separation occurs, you may continue your existing group coverage until you obtain other group coverage or become eligible for Medicare. In order to continue coverage, you must do both of the following:

- A. You must notify the group health insurance plan administrator in writing of the dissolution or legal separation within 60 days of the entry of the decree of divorce or legal separation.
- B. You must elect to continue and pay for the group coverage. You must make the election on a form provided by the plan administrator.

Note: This provision applies only if your coverage is provided through an employer who employs 20 or more employees or if your coverage is provided by a group health insurance plan that covers 20 or more employees.

2. Continuation of existing coverage for a divorced spouse when federal law does not provide for continued coverage (ORS 743.610). If you are not able to continue your group health coverage under federal law (COBRA), you may continue your existing group coverage upon dissolution of your marriage for a period not exceeding nine months. The following requirements apply:

- A. You must have been continuously covered by the group policy for at least three months prior to your divorce.
- B. You must ask the insurer or the group policyholder, in writing, to continue your coverage. You must also pay the required premiums.
- C. You must make your request by the latter of the following dates:
  - (1) Ten days after the date that your coverage under the group policy as a qualified family member ends;
  - or
  - (2) Ten days after the date on which the employer or group policyholder gives notice of the right to continue coverage.

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1. Apply for individual coverage. If you were covered by a group health plan and you lost that coverage because of a legal separation or divorce, you may qualify for a special enrollment and be eligible to purchase an individual plan through [healthcare.gov](https://healthcare.gov) or from an insurer. To qualify for this special enrollment:

- (1) Apply through [healthcare.gov](https://healthcare.gov) and pay your premium within 60 days of the date you lost your group coverage; or
- (2) Apply for individual coverage from an insurer within 60 days of the date you lost your group coverage.

Remember: The longer you wait to apply, the later your coverage will start. Financial help is available only if you apply for insurance through [healthcare.gov](https://healthcare.gov). Your insurance agent can also help you apply through [healthcare.gov](https://healthcare.gov).

Prepared by Insurance Division, Department of Consumer and Business Services, under ORS 107.092.  
Revised January 9, 2015. Distributed by the Office of the State Court Administrator

EXHIBIT 6  
Page 1 of 118



### FINDINGS OF FACT

1. Mother filed her *Petition* for custody, parenting time, child support, and dissolution of domestic partnership on October 7, 2022.
2. Father filed his *Response* on or about January 5, 2023.
3. Father was ordered to produce discovery and a formal response to Mother's discovery request in open court on December 28, 2023. The *Order Compelling Production of Documents* was entered on January 12, 2024.
4. Father has willfully failed to comply with the court's orders, both in his failure to appear at court in any capacity for the March 7, 2024 hearing, and in his failure to provide discovery. The Court makes no finding with regard to Mother's allegation that Father has doctored discovery.
5. The Court considered alternative means to encourage Father's compliance with its discovery order. After consideration of the alternatives, and Father's conduct herein, including his failure to appear, the Court finds no sufficient alternatives.
6. It is appropriate to strike Father's pleadings and find Father in default.
7. It is appropriate to award Mother her attorney fees and costs pursuant to ORCP 46 and the procedural provisions of ORCP 68.
8. After Father was found in default, Mother presented a *prima facie* case. With regard to the domestic partnership of the parties, the Court finds as follows:

- a. Mother and Father had an unregistered domestic partnership that existed in Oregon. They lived together in a relationship akin to marriage, and acquired property during their domestic partnership.
- b. Mother and Father had a commitment ceremony in Oregon attended by family.
- c. The parties' daughters were born in Oregon.
- d. The Court has previously found that the parties were living in Oregon at the time of the filing of the *Petition* in October, 2022.
- e. The Court has jurisdiction over the domestic partnership of the parties pursuant to *Beal v. Beal*, 282 Or 115 (1978), and will exercise the same to distribute property.
- f. During the domestic partnership, in 2019, the parties acquired undeveloped real property in Topanga, California as joint tenants to use as a family home.
- g. The real property is undeveloped. During the domestic partnership, the parties incurred costs to attempt to develop the real property. Mother testified that Father apparently retains many of those development records, despite her requests and the court's orders for him to produce the same.
- h. The assessed value of the real property is approximately \$64,333, which is more than what the parties paid for it in 2019. Mother testified that the real market value of the real property could easily be worth more than that amount, however Mother also testified that the parties had development issues with the

1 property, and Father has refused to provide full records regarding the real  
2 property which are likely in his possession and control.

- 3 i. The domestic partnership of the parties ended in October 2022.
- 4 j. Since the domestic partnership ended, Mother has paid for the property taxes  
5 (\$1,454.15) and property insurance (\$695.41) out of her separate funds.
- 6 k. The parties intended to share the property as a family home and owned the  
7 property as joint tenants. It is appropriate that the parties' respective interests  
8 in the real property be divided pursuant to their intent to share the real  
9 property as a family.
- 10 l. Father has significant money awards against him for attorney fees and costs  
11 herein, and has refused to follow court orders.

- 12 i. Given that the real property will be awarded to Mother, it is appropriate  
13 that Father be awarded an amount paid by Mother to him as equalizing  
14 award of half of the assessed value of \$64,333, less taxes of \$1,454.15  
15 and insurance of \$695.44, or, \$31,090.72, due payable to him upon his  
16 compliance with all of this court's orders and upon satisfaction of the  
17 money awards herein for Mother's attorney fees and costs against him.
- 18 ii. Given that Father has willfully refused to follow court orders herein, it  
19 is proper that Mother be granted her request for a limited power of  
20  
21  
22  
23



1 attorney to execute any deed or conveyance on Father's behalf to  
2 comply with the real property terms of this judgment.

3 m. The court finds Mother credible and grants her request for relief.

4 9. It is appropriate that the assets of the domestic partnership be awarded, and the relief  
5 granted as requested, herein.

6  
7 10. This Court previously entered limited judgments for custody, parenting time, and child  
8 support; and limited judgments for attorney fees. Those orders and judgments are  
9 adopted and included in full herein as part of this *General Judgment* as if set forth by  
10 their entirety herein.

11 **NOW, THEREFORE IT IS HEREBY ORDERED AND ADJUDGED,** as follows:

12 1. Dissolution. The domestic partnership of the parties has ended.

13 2. Default. As sanction for Father's willful refusal to abide by this court's *Order*  
14 *Compelling Production of Documents*, entered on January 12, 2024, pursuant to ORCP 46,  
15 Mother's Motion for sanctions is GRANTED.

16 a. Father's pleadings are STRICKEN in full, and he is found in default.

17 b. Mother is granted a general judgment of dissolution of domestic partnership by  
18 default.

19 c. Mother is awarded her attorney fees and costs related to the matters before the  
20 court on March 7, 2024, including her attorney fees and costs related to the award of the real

property in the parties' domestic partnership. Mother shall submit her statement of attorney fees and costs pursuant to ORCP 68.

3. Real Property. Mother is awarded the real property located at 0 Medley Road, Topanga, CA 90290, Assessor's ID No. 4448 012 040, free and clear from any claim of Father but subject to any indebtedness, lien, tax or encumbrance against such property. The real property is legally described as follows:

**Lots 9 and 10 in Block 8 of Tract No. 9531, in the County of Los Angeles, State of California, as per map recorded in Book 142, Pages 93 to 97 of Maps, in the office of the County Recorder of Said County.**

a. Mother is expressly authorized to exercise any rights related to the property.

b. This *General Judgment*, shall act as a special power of attorney granting Mother the authority to sign on Father's behalf regarding the property above.

4. Limited Judgment Incorporated In Full. Mother was previously awarded relief regarding legal custody, parenting time, and child support in the *Limited Judgment Regarding Custody, Parenting Time and Child Support and Money Awards*, hereinafter *Limited Judgment*, signed by the Court on December 28, 2023. A true copy of the *Limited Judgment* is included herewith as Exhibit 1. The *Limited Judgment* remain in full force and effect and its findings and orders regarding custody, parenting time, and child support in Exhibit 1 are expressly adopted in full in this *General Judgment* as if set forth herein.

1           5.     Support Money Awards. Mother was awarded money awards in the *Limited*  
 2 *Judgment* for retroactive child support and child support. Those money awards remain  
 3 unsatisfied. Money awards will issue in this *General Judgment* for the same.

4           6.     Attorney Fees and Costs Money Awards. Mother was awarded multiple money  
 5 awards for attorney fees and costs throughout this matter. Those money awards remain  
 6 unsatisfied. Money awards will issue in this *General Judgment* for the same.

7           7.     Equalizing Award. Father is awarded \$31,090.72, due payable to him from  
 8 Mother upon his full and strict compliance with all of this court's orders in this *General*  
 9 *Judgment*, including his fulfillment and strict compliance with the parenting plan provisions,  
 10 and upon full satisfaction of the money awards for attorney fees and costs owing to Mother,  
 11 *infra*.

12           8.     Applicable Law. This *General Judgment* shall be construed in accordance with  
 13 the laws of the State of Oregon.

14           9.     Binding on Successors. Each and every provision of this *General Judgment* shall  
 15 inure to the benefit of and shall be binding upon the heirs, assigns, personal representatives  
 16 and all the successors in interest of the parties.

17           10.    Continuing Jurisdiction of the Court. The court in the above entitled  
 18 proceeding shall retain jurisdiction over the parties to enforce all of the provisions of this  
 19 *General Judgment*, including but not limited to, the transfer of the property provision herein.



1           11. Severability. If the court concludes that any provision of this *General Judgment* is  
 2 invalid or unenforceable, that provision shall be severed from the remainder of this *General*  
 3 *Judgment* so as to avoid making the *General Judgment* invalid or unenforceable as to the  
 4 remainder of the *General Judgment*. All remaining provisions of this *General Judgment* shall then  
 5 continue in full force. If the court concludes that any provision is invalid in its scope, such  
 6 provision shall be valid to the extent of the scope permitted by law.

8           12. Execution. Execution will issue for any sums due under this *General Judgment*.

9           13. Paragraph Headings. The headings of particular paragraphs are inserted only  
 10 for convenience and are not a part of this *General Judgment* or a limitation of the scope of the  
 11 particular paragraph to which it refers.

12           14. Money Awards. Mother is awarded Money Awards for child support as  
 13 awarded in the *Limited Judgment*; unpaid temporary child support as previously awarded in the  
 14 *Limited Judgment*; unpaid travel costs to France previously awarded in the *Limited Judgment*;  
 15 attorney fees and costs previously awarded on January 2, 2024; attorney fees and costs  
 16 previously awarded on February 13, 2024; and attorney fees and costs previously awarded on  
 17 February 29, 2024.

18           The Money Awards pursuant to ORS 18.042 are as follows:  
 19

20       // // //

21       // // //

22       // // //

**MONEY AWARD - CHILD SUPPORT****Judgment Creditor:**

Heidi Brown

Address:

2256 Abbott Avenue  
Ashland, OR 97520

Telephone:

(541) 944-2066

SSN:

Filed Under UTCR 2.100

DOB:

Filed Under UTCR 2.100

ODL:

Filed Under UTCR 2.100

**Judgment Creditor's Attorney:**

Taylor L. M. Murdoch

Buckley Law PC

5300 Meadows Rd., Ste. 200

Lake Oswego, OR 97035

**Judgment Debtor:**

Arnaud Paris

Address:

13 Rue Ferdinand Duval

Paris, France

Telephone:

+3368823641

SSN:

XXX-XX-0632

YOB:

1978

US Passport No.

XXXXXX0583

**Judgment Debtor's Attorney:***Pro Se*

Others Entitled to Portion of Judgment:

None

Judgment Amount:

Child Support of \$3,990.00 per month,  
commencing January 1, 2024, and continuing  
on the 1<sup>st</sup> day of each month thereafter until  
the children have reached age 18, or, if they  
continue attending school, until they have  
reached age 21

Arrearage:

\$15,960

Pre-Judgment Interest:

9% per annum simple interest on each  
installment from date due until paid

Post-Judgment Interest:

9% per annum simple interest on each  
installment from date due until paid

**MONEY AWARD - TEMPORARY CHILD SUPPORT**

**Judgment Creditor:** Heidi Brown  
**Address:** 2256 Abbott Avenue  
 Ashland, OR 97520  
**Telephone:** (541) 944-2066  
**SSN:** Filed Under UTCR 2.100  
**DOB:** Filed Under UTCR 2.100  
**ODL:** Filed Under UTCR 2.100

**Judgment Creditor's Attorney:** Taylor L. M. Murdoch  
 Buckley Law PC  
 5300 Meadows Rd., Ste. 200  
 Lake Oswego, OR 97035

**Judgment Debtor:** Arnaud Paris  
**Address:** 13 Rue Ferdinand Duval  
 Paris, France  
**Telephone:** +3368823641  
**SSN:** XXX-XX-0632  
**YOB:** 1978  
**US Passport No.** XXXXX0583

**Judgment Debtor's Attorney:** *Pro Se*

**Others Entitled to Portion of Judgment:** None

**Judgment Amount:** \$12,870

**Arrearage:** None

**Pre-Judgment Interest:** \$3.17 per day, from December 28, 2023

**Post-Judgment Interest:** 9% per annum simple interest on each installment from date due until paid

**MONEY AWARD - PAST TRAVEL COSTS**

**Judgment Creditor:** Heidi Brown  
**Address:** 2256 Abbott Avenue

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**MONEY AWARDS**

Buckley Law PC  
 5300 SW Meadows Rd., Ste. 200  
 Lake Oswego, OR 97035  
 Tel: 503-620-8900 Fax: 503-620-4878  
 tlm@buckley-law.com

1 Ashland, OR 97520  
2 Telephone: (541) 944-2066  
3 SSN: Filed Under UTCR 2.100  
4 DOB: Filed Under UTCR 2.100  
5 ODL: Filed Under UTCR 2.100  
6  
7 **Judgment Creditor's Attorney:** Taylor L. M. Murdoch  
8 Buckley Law PC  
9 5300 Meadows Rd., Ste. 200  
10 Lake Oswego, OR 97035  
11  
12 **Judgment Debtor:** Arnaud Paris  
13 Address: 13 Rue Ferdinand Duval  
14 Paris, France  
15 Telephone: +3368823641  
16 SSN: XXX-XX-0632  
17 YOB: 1978  
18 US Passport No. XXXXX0583  
19  
20 **Judgment Debtor's Attorney:** *Pro Se*  
21  
22 Others Entitled to Portion of Judgment: None  
23  
24 Judgment Amount: \$2,945  
25  
26 Arrearage: None  
27  
28 Pre-Judgment Interest: \$0.73 per day, from December 28, 2023  
29  
30 Post-Judgment Interest: 9% per annum simple interest on all amounts  
31 due and owing upon entry of Judgment.

### **MONEY AWARD (Attorney Fees and Costs No. 1)**

21 **Judgment Creditor:** Heidi Brown  
22 Address: 2256 Abbott Avenue  
23 Ashland, OR 97520  
24 Telephone: (541) 944-2066  
25 SSN: Filed Under UTCR 2.100  
26 DOB: Filed Under UTCR 2.100  
27 ODL: Filed Under UTCR 2.100  
28  
29 Page 11 – GENERAL JUDGMENT OF DEFAULT; and  
30 MONEY AWARDS  
31  
32 Buckley Law PC  
33 5300 SW Meadows Rd., Ste. 200  
34 Lake Oswego, OR 97035  
35 Tel: 503-620-8900 Fax: 503-620-4878  
36 tlm@buckley-law.com



**Judgment Creditor's Attorney:**

Taylor L. M. Murdoch  
Buckley Law PC  
5300 Meadows Rd., Ste. 200  
Lake Oswego, OR 97035

**Judgment Debtor:**

Address: Arnaud Paris  
13 Rue Ferdinand Duval  
Paris, France  
Telephone: +3368823641  
SSN: XXX-XX-0632  
YOB: 1978  
US Passport No. XXXXX0583

**Judgment Debtor's Attorney:**

*Pro Se*

Others Entitled to Portion of Judgment:

None

Judgment Amount:

\$203,904.85

Arrearage:

None

Pre-Judgment Interest:

\$50.28 per day, from January 2, 2024

Post-Judgment Interest:

9% per annum simple interest on all amounts due and owing upon entry of Judgment.

**MONEY AWARD (Attorney Fees and Costs No. 2)**

**Judgment Creditor:**

Address: Heidi Brown  
2256 Abbott Avenue  
Ashland, OR 97520  
Telephone: (541) 944-2066  
SSN: Filed Under UTCR 2.100  
DOB: Filed Under UTCR 2.100  
ODL: Filed Under UTCR 2.100

**Judgment Creditor's Attorney:**

Taylor L. M. Murdoch  
Buckley Law PC  
5300 Meadows Rd., Ste. 200  
Lake Oswego, OR 97035

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1 US Passport No. XXXXX0583  
2 **Judgment Debtor's Attorney:** *Pro Se*  
3 Others Entitled to Portion of Judgment: None  
4 Judgment Amount: \$2,394  
5 Arrearage: None  
6 Pre-Judgment Interest: \$0.59 per day, from February 29, 2024  
7 Post-Judgment Interest: 9% per annum simple interest on all amounts  
8 due and owing upon entry of Judgment.

9  
10 4/17/2024 4:03:42 PM

11 

12 Circuit Court Judge David J. Orr  
13

14 **UTCR 5.100 CERTIFICATE OF READINESS:** This proposed general judgment is  
15 ready for judicial signature because service is unnecessary as Respondent was found in default  
16 on March 7, 2024, and his pleadings have been stricken.

17 **DATED** this 11th day of April, 2024.

18 **BUCKLEY LAW P.C.**

19 By:

20 Taylor L. M. Murdoch, OSB No. 111307  
21 tlm@buckley-law.com  
22 of Attorneys for Petitioner/ Mother

23 **SUBMITTED BY:**

24 Taylor L. M. Murdoch, OSB No. 111307  
25 of Attorneys for Petitioner  
tlm@buckley-law.com

Page 14 – **GENERAL JUDGMENT OF DEFAULT; and  
MONEY AWARDS**

**Buckley Law PC**  
5300 SW Meadows Rd., Ste. 200  
Lake Oswego, OR 97035  
Tel: 503-620-8900 Fax: 503-620-4878  
tlm@buckley-law.com

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Heidi Brown  
2256 Abbott Avenue  
Ashland, OR 97520  
Telephone: (541) 944-2066  
Email: [heidimparis@gmail.com](mailto:heidimparis@gmail.com)

Plaintiff, pro se

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

In the Matter of:

HEIDI BROWN,

Petitioner,

vs.

ARNAUD PARIS,

Respondent

Case No.: **22DR17285**

*DO 12-28-23*  
~~AMENDED~~ LIMITED JUDGMENT  
REGARDING CUSTODY, PARENTING  
TIME, AND CHILD SUPPORT AND  
MONEY AWARDS

THIS MATTER comes before the Court for a hearing on custody, parenting time,  
and child support. Mother (petitioner) appeared with her attorney, Taylor Murdoch. Father

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD  
SUPPORT; AND MONEY AWARDS - 1

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(respondent) did not appear. This court, after reviewing the testimony and submissions by mother, is now fully advised and makes the following findings:

(1) Mother and Father are the parents of E [REDACTED] and [REDACTED]. Additional information concerning the children can be found on the parties' UTCR 2.130 Confidential Information Forms.

(2) At the time of the filing of this case, neither party had resided in the United States for a period of (6) months immediately prior to filing this Petition for Dissolution. Therefore, there was no home state for the children under ORS 109.741(1)(a). However, jurisdiction is proper under ORS 109.741(b) and the UCCJEA for all of the reasons set out in paragraphs 4 and 8 of mother's amended petition. The court finds the facts set out in those paragraphs as accurate. It further finds that venue is proper because at least one party resided in Jackson County at the time of the case's filing.

(3) At the time of the original filing of this petition, Mother was not aware of any other domestic relations suits or petitions for support pursuant to ORS 108.110 involving the parties pending in any other court in the state of Oregon or in any other jurisdiction.

(4) Subsequent to the filing of this case, Father obtained an order regarding custody and parenting time from a court in France and attempted to register that judgment in Jackson County (case # 23DR08269). On August 18, 2023, this court entered a Limited Judgment Re Registration which determined that France has no jurisdiction in this matter and that declined to confirm the registration. No other judgment is presently pending that can be registered.

(5) Mother's annual income is \$120,000; Father's annual income or earning capacity is set by the court at \$130,000. Father was served with the Petition requesting support in October, 2023. Mother incurs costs of approximately \$3,000 to see the children in France each trip.

\_\_\_\_\_) LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD  
SUPPORT; AND MONEY AWARDS - 2

EXHIBIT 1 - PAGE 2

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(6) The things alleged in paragraph 10 of the Mother's amended petition are found by the court to be accurate. Among these are the following findings: Father violated this court's October 11, 2022 Temporary Protective Order of Restraint by taking the children to France and secreting them from Mother in July of 2023; Father has denied Mother virtually all parenting time since the abduction; until the abduction, Mother has always been the children's primary caregiver; and it is in the best interests of the children that mother be awarded custody.

NOW THEREFORE, IT IS HEREBY ADJUDGED:

(1) Sole custody of the children is awarded to Mother.

(2) Parenting time is awarded to Father according to the attached "Parenting Plan Exhibit 1." Father's parenting time will be expanded once he meets the criteria in the attached "Detailed Terms and Conditions." The expansion, which will replace the parenting time set out in the "Parenting Plan Exhibit 1," will be as follows:

- The first weekend of each month from 6:00 p.m. Friday until 6:00 p.m. Sunday
- Winter Break: Father shall have parenting time for one week of school Winter Break every year with the week including Christmas Day in Odd-numbered years
- Spring Break: Father shall have parenting time for Spring Break in Even-numbered years
- Thanksgiving Break: Father shall have parenting time for Thanksgiving Break in Even-numbered years

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 3

EXHIBIT 1 - PAGE 3

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- Holiday Weekends: There will be no planned holiday weekend parenting time unless both parties agree to it in writing. Holiday weekends include: Martin Luther King, Jr. Birthday, President's Day, Memorial Day, and Labor Day.
- Child's Birthday: Father shall have the option to have parenting time for the children's birthday in Even-numbered years.
- Summer Vacations: Father shall have parenting time with the children for Four Weeks, exercised in Two 2-week blocks, separated by at least one week with Mother. Before April 1 of each year, Father shall notify Mother, in writing, of the dates chosen for summer parenting time. Mother has the right to choose the dates for Father's summer parenting time if Father does not give notice before April 1. Father's summer parenting time shall end at least seven days before the children's first day of school.
- Phone Calls:
  - Father will have phone calls twice per week with the children for up to 30 minutes between the hours of 4pm and 8pm PST when the children are with Mother. Regular times and days will be determined by Mother to allow for extracurricular activities.
  - Mother will have phone calls twice per week with the children for up to 30 minutes when Father is exercising his parenting time.

(3) Father will observe the following rules when he is exercising his parenting time with the children:

1. Father will not consume drugs or alcohol while he is exercising his parenting time

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 4

EXHIBIT 1 - PAGE 4



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2. Father will not have a member of the opposite sex who is not related to them by blood or marriage stay overnight.

3. Father must have Children home by 8pm on school nights and by 9pm on weekend nights unless specifically agreed upon by both parents in writing via email prior to the extended time outside the home.

(4) Mother does not request, and based on Father's conduct herein, the Court does not order that Father receive the benefit of the provisions included in ORS 107.154 i.e. the rights generally available to noncustodial parents in the State of Oregon.

(5) Pursuant to ORS 107.164, Father should have a continuing responsibility to:

(a) Provide his home (not just mailing) address; home, work, and mobile telephone numbers; and email address to Mother; and

(b) Each parent shall have a responsibility to notify the other party of any emergency circumstances or substantial changes in the children's health.

(c) Based on Father's conduct herein, and his disregard of court orders to the detriment of Mother, Mother shall have no duty to provide her exact home address, or her home, work, and mobile telephone number to Father, except as she chooses.

(6) Pursuant to ORS 107.159, neither parent may move to a residence that is more than 60 miles further distant from the other parent without giving the other parent reasonable notice of the change of residence and providing a copy of such notice to the court.

(7) Child support, in conformance with Oregon's Uniform Child Support Guidelines, is \$990.00 monthly, payable by Father to Mother. Mother incurs approximately \$3,000 in order to visit the children in airfare, lodging, and meals in France, where the children are currently

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 5

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located, in violation of this court's orders. There is a basis to depart from guideline support to include those airfare, lodging, and meals costs as support herein as well to ensure that Mother is able to exercise consistent parenting time until such time as Father complies with this court's orders. Father shall pay to Mother the amount of support that is in conformance with the Guidelines, plus the rebuttal factors above, for a total monthly cash support obligation of \$3,990 per month. Support should be paid in accordance with a wage withholding order as required by ORS Chapter 25. The Department of Justice should provide collecting, accounting, distribution, and enforcement services in accordance with the provisions of ORS 25.020. All support payments due prior to the Department of Justice providing these services should be made directly to the parent entitled to receive the support. All support payments due after the Department of Justice begins providing these services should be paid through the Division of Child Support, Department of Justice, P.O. Box 14506, Salem, Oregon 97309. Each party should notify the Department of Justice, Child Support Program, P.O. Box 14506, Salem, Oregon 97309, of any changes in that party's home or business address within ten (10) days after such change.

(8) Father departed to France with the minor children, in the court's view, criminally, and accordingly the dependency exemption on account of the parties' children shall be claimed by Mother for 2023 and 2024. In any other future year, the dependency exemptions shall be shared in accordance with federal and state tax regulations.

(9) Father shall comply with the following additional provisions:

1. Father should immediately pay for past travel expenses, lodging and meals to and from France for Mother to see children in the amount of \$2,945.00.

✓ LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 6

EXHIBIT 1 - PAGE 6

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(10) Father shall provide health insurance for the children. The obligation to provide health insurance for E and should be set in conformance with Oregon's Uniform Child Support Guidelines. The following additional provisions must be complied with:

(a) Father shall provide Mother with the name and address of the insurer, the policy number, and claim forms, and should fully cooperate in making claims on said policy. This includes an affirmative duty to promptly advise the other parent whenever there is a change in provider or coverage. A copy of the policy and any explanation of benefits paid by the insurer should be provided upon request.

(b) Benefit Payments -- All insurance claim forms should be marked to instruct the insurer to pay benefits directly to the care provider rather than to either parent. Any reimbursement checks issued by the insurance company should be the property of the party who actually paid money out-of-pocket for the charge for which the reimbursement is being paid. The non-paying parent should turn over any reimbursement checks that party may receive to the paying parent within five (5) days of receipt.

(c) Utilization of Coverage -- The terms of the actual policy of insurance should be controlling on any issues that may arise as to the eligibility of a child for coverage under the terms of the insurance. The terms of the available health insurance may require that a child sees medical care providers other than those the child currently sees. Each party should utilize available health insurance to the fullest extent possible. Any expense that could have been covered by available health insurance but was not because a party did not properly utilize available health insurance should not be considered a reasonable expense that the other parent would need to pay a part of.

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 7

EXHIBIT 1 - PAGE 7

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(d) Uninsured Health Care Costs -- Each parent should pay one-half of all of E and's reasonably incurred medical, optical, hospital, dental, prescription, counseling, and orthodontic expenses that are not covered by insurance so long as the child for whom the expense is incurred qualifies to receive child support. This does not include ordinary expenses such as bandages, non-prescription medication, and co-pays for doctor's well visits. It is the responsibility of the parent who incurs an uninsured expense to promptly request payment from the other parent of any such expenses. The obligated parent should make reimbursement to the other parent within thirty (30) days of receipt of the payment request and proof that the claim has been submitted to insurance and the insurance company has paid or rejected the claim.

(11) Father has repeatedly harassed Mother's place of work, private businesses, court staff, family members and friends. Father should be restrained from contacting via email, telephone, letter or in person Mother's place of work, insurance or utility companies, banking or financial entities unless through a lawyer competent to practice law in this state. Father is restricted from contacting mother by phone, email or other written communication, or in person unless through a lawyer of this state unless it is in direct relation to parenting time, or medical, dental orthodontics insurance, treatment or appointments. Except to exchange the children as set out by the parenting plan, Father is not allowed to appear without the consent of Mother at Mother's home, place of work or any other location where Father is aware Mother will be present unless previously arranged in writing via email with both Father and Mother agreeing.

(12) Mother is currently providing 1000 Euros to father per month to support the children while they are being held in France against this court's orders. Father should immediately

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 8

EXHIBIT 1 - PAGE 8

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repay all past child support funds provided by Mother starting in September 2023 and immediately reimburse any future child support fund transfers made by Mother until Father complies with court orders and returns the children to Mother. There are no other pending child support proceedings in this state or any other state.

(13) Father should pay Mother's attorney fees and costs, as authorized by ORS 107.105(1)(j), ORS 109.103, ORS 109.811. Mother shall submit a fee petition as provided by ORCP 68.

#### MONEY AWARD #1 – RETROACTIVE SUPPORT

Judgment Creditor:	Heidi Brown
	2256 Abbott Avenue
	Ashland, OR 97520
	Phone: 541-944-2066
Judgment Debtor:	Arnaud Paris
	13 rue Ferdinand Duval
	Paris, France
Other information debtor:	See UTCR Confidential Information Form
Judgment Amount:	\$12,870, due upon entry of judgment
Interest:	9% annual interest on each payment as it becomes due
Accrued Arrears:	None

#### MONEY AWARD #2 – CHILD SPPORT

Judgment Creditor:	Heidi Brown
--------------------	-------------

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD SUPPORT; AND MONEY AWARDS - 9



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2256 Abbott Avenue  
Ashland, OR 97520  
Phone: 541-944-2066

Judgment Debtor: Arnaud Paris  
13 rue Ferdinand Duval  
Paris, France

Other information debtor: See UTCT Confidential Information Form

Judgment Amount: Child Support of \$3,990 monthly, due on January 1,  
2024, and continuing on the 1<sup>st</sup> day of each month  
thereafter payable until the children have reached  
age 18 or, if they continue attending school, until  
they have reached age 21.

Interest: 9% annual interest on each payment as it becomes  
due

Accrued Arrears: \$2,950



David J. Orr  
Circuit Court Judge

~~11-28-2023~~  
12-28-2023  
DJO

LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD  
SUPPORT; AND MONEY AWARDS - 10

EXHIBIT 1 - PAGE 10

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UTCR CERTIFICATE OF READINESS

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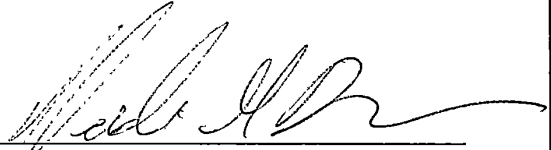
This judgment is ready for judicial signature because it presented in open court with the parties present.

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Heidi Brown

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Petitioner

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Date: 12/25/2023

21

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LIMITED JUDGMENT FOR CUSTODY, PARENTING TIME, AND CHILD  
SUPPORT; AND MONEY AWARDS - 11

EXHIBIT 1 - PAGE 11



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Heidi Brown  
2256 Abbott Avenue  
Ashland, OR 97520  
Telephone: (541) 944-2066  
Email: [heidimparis@gmail.com](mailto:heidimparis@gmail.com)

Plaintiff, pro se

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

In the Matter of:

IN THE MATER OF HEIDI BROWN,

Petitioner,

vs.

ARNAUD PARIS,

Respondent

Case No.: 22DR17285

ADDITIONAL TERMS & CONDITIONS IN  
THE AMENDED PETITION FOR  
DISSOLUTION OF DOMESTIC  
PARTNERSHIP AND TO ESTABLISH  
CUSTODY, PARENTING TIME, AND  
CHILD SUPPORT

The ADDITIONAL TERMS & CONDITIONS in the AMENDED PETITION FOR  
DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY,  
PARENTING TIME, AND CHILD SUPPORT should be included as part of the Limited

ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC  
PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 1

EXHIBIT 1 - PAGE 12

Judgment in the AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT due to the risk of harm to Children and to ensure Children's safety and regular access to Mother.

#### FINDINGS OF FACT

1. Respondent (Father) has deprived Petitioner (Mother) of virtually all parenting time since July 23, 2023, pursuant to the ORDER RE CONTACT [EXHIBIT 1- Order RE Contact]. Father knowingly violated an active TPOR status Quo Order issued by this court restricting the children to the State of Oregon and absconded with them to France on or about July 22, 2023 - [EXHIBIT 2 - TPOR Status Quo] despite the additional ruling from the Oregon Supreme Court upholding the continuing validity of the TPOR several weeks earlier [EXHIBIT 3- Oregon Supreme Court Ruling July 11, 2023]. Father misrepresented the status of the registration of the French judgment as well as the TPOR to French Consular authorities [EXHIBIT 4 - Letter from Consulate], Customs and Border Patrol.
2. Due to the Father's history of violating an active TPOR and parenting time orders issued by this court, as well as lying to authorities, Father should be considered a clear risk of parental abduction.

#### ADDITIONAL TERMS & CONDITIONS

ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 2

EXHIBIT 1 - PAGE 13

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Due to the high-risk nature of the situation and Father's willingness to break criminal statutes, Father should only be allowed the parenting time detailed in the attached PARENTING PLAN EXHIBIT 1 after the following Terms and Conditions are met:

1. A final General Custody and Parenting Time judgment is made in the State of Oregon.
2. The final Oregon Custody and Parenting Time judgment is registered and enforced in France as well as all other states and counties where Father registered the French custody judgment and any other counties, states, or countries where Father has commenced court proceedings related to Custody and Parenting Time.
3. No other duplicative or frivolous custody proceedings initiated by Father are pending in France, in this state or in any other state, county or jurisdiction.
4. No other custody judgments are active and valid in any other state, county, country or jurisdiction.
5. A determination is made by a licensed psychologist from Jackson County that Father poses no physical or psychological risk to the children and this determination is confirmed by the court.
6. A determination is made by a licensed psychologist from Jackson County that Father no longer poses a risk of parental abduction and this determination is confirmed by the court.
7. A determination is made by this court that Father no longer poses a risk of abducting the children.

ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 3

EXHIBIT 1 - PAGE 14

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8. Father has established a permanent place of residence that can adequately and safely accommodate the children. Specifically, Father's residence includes a separate bedroom for the children in a safe environment.

9. During father's visitation time, father is required to pay for all travel, lodging and meals to exercise parenting time.

10. Father must not be facing criminal charges relating to the children in this state or any other state, territory, France or any other country.

11. Father has posted a bond for \$150,000, payable to mother, in the event that father takes the children out of Oregon in violation of the parenting plan. In case of dispute between the parties, the court will have jurisdiction to choose the entity that secures the bond and to rule in forfeiture.

12. After father has met these conditions and unless Mother provides express consent in writing, the children will be restricted to the State of Oregon while Father is exercising his parenting time. Mother's consent may be conditional on father agreeing to a predetermined amount of time with a specified destination and return date and time and agreed upon by Mother prior to their removal from the State of Oregon.

24 Dated:

Heidi Brown, pro se

28 ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 4

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ADDITIONAL TERMS & CONDITIONS IN THE AMENDED PETITION FOR DISSOLUTION OF DOMESTIC  
PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 5

EXHIBIT 1 - PAGE 16

(Option A - Supervised)

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF Jackson

**Petitioner** Heidi Marie Brown )  
 )  
 and ) **CASE NO: 22DR17285**  
 )  
**Respondent** Arnaud Paris ) **PARENTING PLAN**  
 ) **Exhibit 1**

1. **The Parties.** Petitioner and Respondent are the parents of:

<u>Full Name</u>	<u>Date of Birth</u>
<u>F I F</u>	<u>2015</u>
<u>M F</u>	<u>2015</u>
_____	_____
_____	_____

They shall be collectively referred to as "the children" throughout this parenting plan.

The residential parent is the parent with whom the children live most of the time and who also has legal custody of them.

Petitioner shall hereafter be referred to as the (check one): ☒ Residential parent  
☐ Non-residential parent

Respondent shall hereafter be referred to as the (check one): ☐ Residential parent  
☒ Non-residential parent

2. **Parenting Time.** (choose only one):

☐ **No Parenting Time.** The non-residential parent shall have no contact with the children until further court order. All parenting decisions shall be made by the residential parent.

☒ **Supervised Parenting Time.** Whenever the children are with the non-residential parent, the supervisor shall be present. The non-residential parent has the right to spend time with the children even though the residential parent will be making most, if not all, of the parenting decisions which need to be made on the children's behalf. The children shall be with the non-residential parent on any schedule agreed to between the parents, but not less than is set forth in the following supervised schedule (choose only one):

☒ 4 hours per week. The place(s), day(s), and time(s) shall be set by the residential parent.

☐ From \_\_\_\_\_ m. to \_\_\_\_\_ m. on the following day(s): \_\_\_\_\_



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3. **Supervisor.** The person supervising the parenting time shall (choose only one):
- ☒ Be selected by the residential parent.
- ☐ Be selected by the non-residential parent, subject to the residential parent's prior approval.
4. **Access to Activities and Events.** The non-residential parent (choose only one):
- ☒ Shall not attend the children's school activities and athletic events.
- ☐ May attend the children's school activities and athletic events.
5. **Child Safety.** The non-residential parent shall follow the safety rules check below. If the non-residential parent violates any of the rules below, the residential parent may seek the court's help through a contempt action. In addition, if the violation poses an immediate threat to the child(ren), the specific parenting time may be stopped.
- (Check all safety rules that apply):
- ☒ There shall be no firearms in the non-residential parent's home, car or in the children's presence during parenting time.
- ☒ The non-residential parent shall not consume alcoholic beverages beginning 12 hours before the children arrive up to the point they are returned to the residential parent.
- ☒ The children shall not be physically disciplined.
- ☐ The following person(s) present a danger to the children and shall not be present during parenting time \_\_\_\_\_.
- ☒ The non-residential parent shall not be under the influence of intoxicating liquor or a controlled substance (e.g. drugs) as said terms are defined in ORS 813.010 during any period of time that he or she is to be with the children.
- ☐ Other:
- \_\_\_\_\_
- \_\_\_\_\_
6. **Location.** The nonresidential parent shall spend his/her parenting time with the child(ren) at the following location(s):
- ☒ Supervised visitation center.
- ☒ \_\_\_\_\_ ~~(location)~~ or any other location designated by the residential parent.
- ☐ Any location designated by the nonresidential parent with approval by the supervisor.

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7. **Exchange Point.** The exchange of the child(ren) shall occur at (Choose all that apply):

☒ The site of the supervised visit.  
☒ Other (describe) Mother's Home.  
☐ The nonresidential parent may not come to the exchange point.

8. **Transportation.** The residential parent or other person chosen by the residential parent shall be responsible for transporting the child(ren) to the exchange point. The child(ren) shall be picked up and/or returned to the exchange point by (choose only one):

☒ The nonresidential parent with the supervisor present.  
☐ The supervisor alone.

The child(ren) shall not be driven in a car unless the driver has a valid driver's license, auto insurance, seat belts, and child safety seats as required by Oregon law.

9. **Communication with the Children.** The non-residential parent (check all that apply):

☐ Shall not telephone, write, or email the children unless the contact is agreed to in advance by the residential parent.  
☐ May write or e-mail the children at any time. Each parent shall provide a contact address (and e-mail address if appropriate) to the other parent.  
☒ May call the children on the telephone 2 times per week. The call shall last no more than 15 minutes and shall take place between 6 p.m. and 8 p.m. Long distance telephone calls made by the children shall be paid for by the parent receiving the call. Each parent shall provide a telephone number to the other parent.

10. **Changes to the Parenting Plan.** A specific parenting time may be denied due to the safety concerns listed in Paragraph 5. Changes to the parenting plan are allowed whenever both parents agree to a change. Agreed upon changes will be temporary and will be enforced by the court only if the change is written down, is dated, signed by both parents before a notary public and submitted to the court leaving a space for the judge's signature. See ORS 107.174.

11. **This is part of a Court Order when attached to a signed Judgment.** Each party has been put on notice that an intentional failure to follow the rules of this parenting plan is punishable through the contempt powers of the court. One parent's failure to comply with the rules does not excuse the other party from following the rules.

12. **Signature(s)**

Your signature below indicates that you have read and agree with what has been decided and written in this document.

Petitioner: Heidi M. Brown

☐ Respondent

☐ Co-Petitioner

Signature  Date 12/11/2023

Signature \_\_\_\_\_ Date \_\_\_\_\_

Rev 6/03

Source \Parenting Plans\SFPWG\Version-4\ParentingPlanOptionA-Ver04 6-23-03 wpd

DocuSign Envelope ID: 81FDED11-437E-4778-8601-CFA545BBDF97 22DR17285

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**IN THE CIRCUIT COURT OF THE STATE OF OREGON**  
**FOR THE COUNTY OF JACKSON**

Family Law Department

In the Matter of:

Heidi Brown,

Petitioner,

and

Arnaud Paris,

Respondent.

)  
 ) Case No.: 22DR17285  
 ) Related Case No.: 23DR08269  
 )  
 ) **ORDER RE: CONTACT**  
 )  
 )  
 )  
 )

**THIS MATTER** came before the Court for hearing on June 21, 2023. Petitioner Heidi Brown appeared in person and her attorney, Taylor L. M. Murdoch, of her attorneys Buckley Law, PC, appeared remotely. Respondent Arnaud Paris appeared in person, and his attorney Thomas Bittner, of his attorneys Schulte Anderson, appeared remotely.

The Court, having received argument from counsel and the parties, and fully advised in the premises, makes the following

**FINDINGS OF FACT**

1. Mother and Father are the unmarried parents of two minor children, E [REDACTED] and P [REDACTED], age 8.

Page 1 – ORDER

**Buckley Law PC**  
 5300 SW Meadows Rd., Ste. 200  
 Lake Oswego, OR 97035  
 Tel: 503-620-8980 Fax: 503-620-4878  
 tlm@buckley-law.com

DocuSign Envelope ID: 81FDED11-437E-4778-8601-CFA545BBDF97

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2. A *Temporary Protective Order of Restraint* was signed on October 7, 2022. The *Temporary Protective Order of Restraint* remains in full force and effect. The parties exchange the children on Sundays.
3. The Court's findings on the record of June 21, 2023 as reflected in Exhibit 1 are incorporated herein as if fully set forth.

NOW THEREFORE, IT IS HEREBY ORDERED:

1. Calls. Whenever the children desire to call the parent with whom they are not having parenting time, the parent with whom they are with will facilitate such a call. In addition, there will be two points during the week where either parent can call and do a check-in and speak with the children, at 7:30 pm Pacific Standard Time, on Tuesdays and Thursdays.
2. Discussing the Case. Neither parent will discuss the pending litigation with the children.

8/3/2023 2:03:14 PM



Circuit Court Judge David J. Orr

UTCR 5.100 CERTIFICATE OF READINESS: This proposed order is ready for judicial signature because opposing counsel agreed to file objections independently.

DATED this \_\_\_\_ of June, 2023.

8/3/2023

By:

BUCKLEY LAW P.C.

Taylor Murdoch

58304B810319486...

Taylor L. M. Murdoch, OSB No. 111307  
t1m@buckley-law.com  
of Attorneys for Mother

Page 2 – ORDER

Buckley Law PC  
5300 SW Meadows Rd., Ste. 200  
Lake Oswego, OR 97035  
Tel: 503-620-8900 Fax: 503-620-4878  
t1m@buckley-law.com

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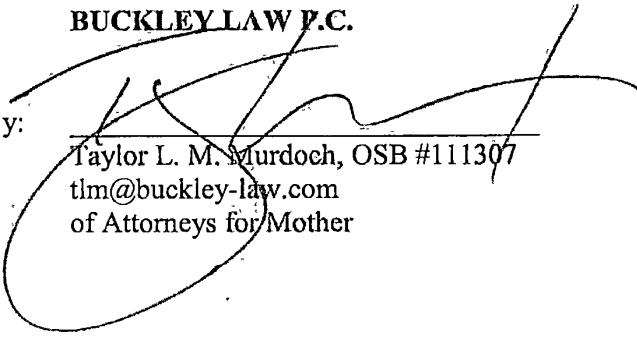
**CERTIFICATE OF SERVICE:** I certify that I served on July 31, 2023, a complete and exact copy (true copy) of this *Order Re: Contact* on the parties or their representative(s) by hand delivering a true copy to the following address, as follows:

**Thomas A Bittner  
Schulte Anderson  
811 SW Naito Pkwy Ste 500  
Portland OR 97204**

**DATED** this 31 day of July, 2023.

**BUCKLEY LAW P.C.**

By:

  
Taylor L. M. Murdoch, OSB #111307  
tlm@buckley-law.com  
of Attorneys for Mother

Page 3 – ORDER

**Buckley Law PC**  
5300 SW Meadows Rd., Ste. 200  
Lake Oswego, OR 97035  
Tel: 503-620-8900 Fax: 503-620-4878  
tlm@buckley-law.com

EXHIBIT 1 - PAGE 22

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Page 1

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1           IN THE CIRCUIT COURT OF THE STATE OF OREGON  
2                           FOR THE COUNTY OF JACKSON  
3  
4    In the Matter of:            )  
5    HEIDI MARIE BROWN,         )  
6                           Petitioner, )  
7           and                    ) Case No. 22DR17285  
8    ARNAUD PARIS,                ) Case No. 23DR08269  
9                           Respondent. )  
10  
11  
12

**EXCERPT OF PROCEEDINGS**

Pages 1 to 9

13  
14  
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16           BE IT REMEMBERED THAT on June 21, 2023, the  
17   above-entitled case came on regularly for hearing before  
18   The HONORABLE DAVID J. ORR, a Circuit Court Judge.  
19

20   APPEARANCES:

21           Taylor LM Murdoch, Appearing via Webex  
22           Attorney at Law  
23           Representing the Petitioner  
24           Thomas A. Bittner, Appearing via Webex  
25           Attorney at Law  
26           Representing the Respondent

--:-

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(503) 747-5706

EXHIBIT 1 - P



EXHIBIT 6  
Page 37 of 118



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1                   E X C E R P T   O F   P R O C E E D I N G S

2

3                   THE COURT: Do either -- Mr. Bittner, you  
4 were trying to address this issue?

5                   MR. BITTNER: Yeah, Your Honor. Look,  
6 these -- they've exchanged the kids successfully for --  
7 you know, since last October. I think we should let  
8 them be. And I want to object to you modifying your  
9 status quo order. I've explained to you that any effort  
10 you make to alter what's going on is in contravention to  
11 the judgment in France, and you don't have modification  
12 jurisdiction. So I'm just making a record. I'm  
13 pointing it out. You're going to do what you want to  
14 do. I get it. So, you know --

15                  THE COURT: You've made the record multiple  
16 times. That's not what I was asking. I was asking for  
17 your proposal in terms of how to address the problem  
18 that is, that is at hand here. Yeah, I understand that  
19 you believe Oregon doesn't have jurisdiction. That may  
20 well be the case. As of now, that has not been  
21 determined. I will make such orders as are necessary  
22 that are in the best interests of the children.

23                  Let's talk about what we're going to do here with  
24 regards to the parents talking to the children,  
25 Mr. Bittner.

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1 MR. BITTNER: I guess my point is, what have  
2 they historically done this past year? It seems to have  
3 been fine. So I don't know that the Court needs to  
4 intervene. They may be going through a rough patch,  
5 but, you know, this was not the form, the time, the  
6 place. You know, I don't know that there is a problem.  
7 They've never complained to me -- or my clients never  
8 complained to me that the kids haven't been able to  
9 communicate with him or the kids with their mother.

10 There have been a lot of complaints from my  
11 client about things that the girls repeat to him that  
12 mom says that are really, really bad, and so, you know,  
13 there is some concern of that. But the Court has  
14 chastised both parties and grandparents and whatnot to  
15 shield the kids, and that's, you know, standard and  
16 appropriate advice, and I told my client to follow it,  
17 and I'm sure that Mr. Murdoch has done the same. So  
18 they've been told what to do. They need to make the  
19 kids available if the kids want to communicate. And,  
20 you know, if there needs to be a midweek check in, they  
21 -- whatever. I understand.

22 But, but I discourage you from making orders that  
23 are in modification. That's a whole different issue  
24 than what I said before about this Court not having  
25 jurisdiction to make an initial determination. Now

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1 you're making a modification.

2 So I'd say let them be and, you know, if  
3 somebody's got a problem, they can file a motion. But  
4 jumping in and trying to --

5 THE COURT: Well, as long --

6 MR. BITTNER: -- do it on the fly --

7 THE COURT: -- we're in court here, we  
8 might, we might as well get these issues settled to the  
9 extent that it's possible to settle them. I'm going to  
10 hear from Mr. Murdoch.

11 But, Mr. Paris, what were you trying to say?

12 MR. PARIS: Actually, I'm the one who  
13 offered the kids yesterday to call their mother.

14 THE COURT: You were, you were the one who  
15 what?

16 MR. PARIS: I am the one who offered the  
17 kids to call their --

18 THE COURT: To what the kids?

19 MR. PARIS: Sorry. I am the person who told  
20 the kids, "Do you want to speak to your mom?" yesterday.  
21 That phone call was me suggesting to the kids to call  
22 their mom. They don't necessarily want to call their  
23 mom every day, nor do they want to talk to her every  
24 day. You know, they're doing lots of fun things. I am  
25 the one that was saying to the kids, Do you want to call

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1 your mom? You haven't talked to her for three days.  
2 And I asked, Why do you not want to talk to her every  
3 day? They said, When we're with you, we don't really  
4 want to talk to mom, and when we're, when we're with  
5 mom, we don't really want to talk to you. Because last  
6 week they called me once. One of them called me once.  
7 That's it. I don't get to speak to them every day. And  
8 frankly, I don't want to fault them. If they don't want  
9 to talk to me when they're with mom, that's fine. I  
10 suggested that they call their mom yesterday, and they  
11 said okay. Sometimes I suggest and they say no. I  
12 don't think we should fault these kids. That's what I'm  
13 saying. Even if mom wants to talk to them every day, if  
14 they don't want to talk to their mom, I don't think we  
15 should fault them, fault them.

16 THE COURT: What is the exchange day? What  
17 day of the week?

18 MR. PARIS: It's, it's Sunday.

19 THE COURT: All right. Mr. Murdoch,  
20 anything on all this before I do something?

21 MR. MURDOCH: Thank you, Your Honor.

22 Let's just make sure these kids talk to their  
23 parents and make sure this is not something where a  
24 parent is suggesting one way or the other or is somehow  
25 leading -- leaving it to an eight-year-old's

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1 determination. Let's get an order in place saying these  
2 kids have to talk to, talk to mom during dad's time and  
3 they have to talk to dad during mom's time. Let's set a  
4 date -- or rather, let's set a time when this happens.  
5 It can be every other day. But let's make sure -- and  
6 an order also directing the parties not to discuss these  
7 matters with -- this case with the children. I think  
8 that's a straightforward thing that protects these kids  
9 and gets them through to the next hearing.

10 THE COURT: It does sound like we need to  
11 make some kind of an order. So here's what it'll be.

12 First of all, and I think both mother and father  
13 are agreeable to this, that the children, whenever they  
14 desire, are permitted to call the parent that they are  
15 not with, meaning if they're with dad, if they --  
16 whenever they want to call mom, they get to call mom; if  
17 they're with mom, whenever they want to call dad, they  
18 get to call dad, and further, that the parent will  
19 facilitate that. Since they're eight and they don't  
20 have phones, the parent will facilitate that.

21 In addition, there will two points during the  
22 week where either parent can call and do a check-in and  
23 talk to the kids. My recommendation is that be, that be  
24 somewhere around 7:30 in the evening. I don't know --  
25 you want to do that? Let's see. So you exchange

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1 Tuesday -- excuse me, you exchange Sunday. Do you want  
2 to do that Tuesday and Thursday or Tuesday and Friday?  
3 What are you requesting, Mr. Murdoch?

4 MR. MURDOCH: Your Honor, I think what the  
5 Court is suggesting, on Tuesday and Friday, makes sense.  
6 Friday may actually be problematic just because  
7 oftentimes families have plans on Friday evening --

8 THE COURT: All right.

9 MR. MURDOCH: -- for the upcoming weekend.  
10 So let's make it Tuesdays and Thursdays.

11 THE COURT: Tuesday and Thursday. So you  
12 can call at 7:30 Tuesday and Thursday. Heidi will make  
13 the kids available.

14 You can call the kids when he has them Tuesdays  
15 and Thursdays at 7:30. Mr. Paris will make the kids  
16 available.

17 If they tell you they don't want to talk, you  
18 tell them, Okay, you don't have to talk. Just tell your  
19 dad, or tell your mom, you don't want to talk because  
20 the other parent needs to hear it from them. All right.

21 MR. PARIS: So I would agree with you on  
22 this. It's very good advice. I just can't accept that  
23 order. You don't have jurisdiction, Judge.

24 THE COURT: Okay. You refuse --

25 MR. PARIS: And I will (unintelligible) --

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1 THE COURT: -- the Court's orders at your  
2 peril.

3 MR. PARIS: No.

4 THE COURT: So I'm going --

5 MR. PARIS: I'm just saying that I will, I  
6 will challenge that order in Supreme Court.

7 THE COURT: Okay. Well, go ahead and do  
8 that. I'm saying it would be not a good idea, and I  
9 think even your attorney would not recommend that you  
10 disobey the Court's orders at this point until --

11 MR. BITTNER: Yeah.

12 THE COURT: -- you have your Supreme Court  
13 order telling you otherwise.

14 Also, Mr. Murdoch, as you were suggesting the  
15 language about neither parent discussing the case with  
16 the children is very appropriate and apparently  
17 necessary here. So that's where we are.

18 Anything else that we have to put on the record  
19 before we adjourn?

20 [END OF EXCERPT: 3:10 PM]

21  
22  
23  
24  
25

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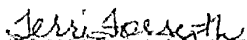
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C E R T I F I C A T E

1  
2  
3 I, Terri Forsyth, a transcriptionist in the  
4 state of Oregon, do hereby certify that I reported in  
5 stenotype the foregoing audio recorded proceedings had  
6 upon the hearing of this matter previously captioned  
7 herein; that I thereafter reduced my said stenotype  
8 notes to typewriting; and that the foregoing transcript,  
9 Pages 1 to 9, both inclusive, constitutes a full, true  
10 and accurate record of said audio recorded proceedings  
11 to the best of my knowledge, ability, belief, and  
12 quality of the recording.

13 Witness my hand as transcriptionist at Portland,  
14 Oregon, this 24th day of June, 2023.

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Terri Forsyth  
Transcriptionist

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IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

IN THE MATTER OF: )  
HEIDI MARIE BROWN, ) CASE NO. 22DR17285  
PETITIONER, ) **TEMPORARY PROTECTIVE ORDER OF**  
and ) **RESTRAINT**  
ARNAUD PARIS, ) (Pre-Judgment Status Quo – ORS 107.097)  
RESPONDENT. )

This matter came before the court on Petitioner's ex parte motion for a temporary protective order of restraint. Based upon Petitioner's declaration and the other documents on file herein, the court hereby finds the following:

1. The parties' minor children are E L P (7) and M P (7).
2. Their children's usual place of residence is with Petitioner at 665 Leonard St., in Ashland, Oregon.
3. Their children are currently enrolled and attend school at Bellview Elementary School in Ashland, Oregon.
4. Both parties exercise parenting time with their children on a roughly equal basis.

THEREFORE, IT IS HEREBY ORDERED that Petitioner and Respondent are restrained from the following:

1. Changing their children's usual place of residence at 665 Leonard St., in Ashland, Oregon;
2. Interfering with the present placement and daily schedule of their children, which includes attending school at Bellview Elementary School in Ashland, Oregon;

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 1 of 3

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3. Hiding or secreting their children from the other party;
4. Interfering with the other party's usual contact and parenting time with their children which is on a roughly equal basis;
5. Leaving the state with their children without the written permission of the other party or the permission of the court; and
6. In any manner disturbing the current schedule and daily routine of the child until custody or parenting time has been determined or the parties otherwise agree in writing.

10/11/2022 4:15:55 PM

  
Circuit Court Judge David J. Orr

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 2 of 3

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**UTCR 5.100 Certificate of Readiness**

This proposed order is ready for judicial signature because service is not required by statute, rule, or otherwise.

DATED: 10/07/2022

**CARTY LAW, P.C.**



---

Sarah Bain, OSB No. 202594  
Email: sarah@cartylawpc.com  
Attorney for Petitioner

\* \* \* \* \*

**NOTICE**

You may request a hearing on this order as long as it remains in effect by filing with the court a request for a hearing. In the request you must tell the court and the other party that you object to the order and specifically why you disagree with the representation of the status quo described in the order. In the request you must also inform the court of your telephone number or contact number and your current residence, mailing, or contact address.

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 3 of 3

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IN THE SUPREME COURT OF THE STATE OF OREGON

HEIDI MARIE BROWN,  
Petitioner-Adverse Party,

v.

ARNAUD PARIS,  
Respondent-Relator.

Jackson County Circuit Court  
22DR17285

S070246

**ORDER DENYING PETITION FOR PEREMPTORY WRIT OF MANDAMUS AND  
DENYING MOTION TO VACATE**

Upon consideration by the court.

The petition for peremptory writ of mandamus is denied without prejudice.

The emergency motion to vacate the trial court's October 11, 2022, status quo order is denied as moot.



MEAGAN A. FLYNN  
CHIEF JUSTICE, SUPREME COURT  
7/11/2023 4:28 PM

---

**DESIGNATION OF PREVAILING PARTY AND AWARD OF COSTS**

Prevailing party. Adverse Party.

☒ [ X ] No costs allowed.

c: George W Kelly  
Arnuad Paris  
Hon David J Orr

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**ORDER DENYING PETITION FOR PEREMPTORY WRIT OF MANDAMUS AND  
DENYING MOTION TO VACATE**

---

REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,  
Supreme Court Building, 1163 State Street, Salem, OR 97301-2563

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*Consulat Général de France  
à San Francisco*

*Le Consul Général*



CONSULAT  
GÉNÉRAL  
DE FRANCE  
À SAN FRANCISCO

Authorization to travel to France with two minors

The Consulate General of France in San Francisco hereby certifies that Mr. Arnaud PARIS (DOB [REDACTED] 1976) is allowed to travel to France with his two daughters E. L. P. [REDACTED] and J. M. F. [REDACTED] both born on [REDACTED] 2015.

A French court granted Mr. PARIS full custody over his daughters. The judgement has been regularly registered in Oregon under No. 23DR08269 and thus it became an Oregon Judgment on the day it was registered, May 9, 2023. Therefore it is an official, registered judgment entitled to full recognition and enforcement by local authorities.

The Consulate General of France in San Francisco kindly asks CBP for their assistance in letting Mr. PARIS and his daughters board their flight to Paris, France.

San Francisco, July 22<sup>nd</sup> 2023

Frédéric JUNG  
Consul General

Heidi Brown  
2256 Abbott Avenue  
Ashland, OR 97520  
Telephone: (541) 944-2066  
Email: [heidimparis@gmail.com](mailto:heidimparis@gmail.com)

Plaintiff, pro se

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

In the Matter of:

HEIDI BROWN,

Petitioner,

vs.

ARNAUD PARIS,

Respondent

Case No.: **22DR17285**

AMENDED PETITION FOR DISSOLUTION  
OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY,  
PARENTING TIME, AND CHILD SUPPORT

Petitioner, who at the November 14, 2023 hearing was given leave by the court to  
amend her pleadings, hereby alleges the following:

**1. Domestic Partnership**

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 1

EXHIBIT 1 - PAGE 37

Petitioner (hereafter Mother) and Respondent (hereafter Father) have been in an unregistered domestic partnership for the past nine years.

## 2. Grounds

Irreconcilable differences between the parties have caused the irremediable breakdown of their domestic partnership.

## 3. Jurisdiction

At the time of filing, neither party had resided in the United States for a period of (6) months immediately prior to filing the original Petition for Dissolution. Therefore, there was no home state for the children under ORS 109.741(1)(a). However, jurisdiction is proper under ORS 109.741(b) because:

(1) there is no home state,

(2) the child and the child's parents, or the child and at least one parent or a person acting as a parent, has a significant connection with this state other than mere physical presence, and

(3) substantial evidence is available in this state concerning the child's care, protection, training and personal relationships.

(4) The court has personal jurisdiction over Father and Mother because the petition on file herein was filed in the state of Oregon and at the time of filing both parties resided in Jackson County, Oregon.

## 4. Venue

At least one party resided in Jackson County at the time of the filing of this Petition for Dissolution.

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 2

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**5. Other Proceedings.**

At the time of the original filing of this petition, Mother was not aware of any other domestic relations suits or petitions for support pursuant to ORS 108.110 involving the parties pending in any other court in the state of Oregon or in any other jurisdiction.

**6. Statutory Data.**

Mother's current residential address is 2256 Abbott Ave., Ashland, OR 97520. Father's current residential address is 13 rue Ferdinand Duval, Paris, France. Additional information regarding Mother and Father is provided on the parties' UTCR 2.130 Confidential Information Forms.

**7. Children.**

The minor children born of this domestic partnership are E L F (age 8) and M F (age 8). Additional information regarding the children is provided on the parties' UTCR 2.130 Confidential Information Forms.

**8. UCCJEA.**

The information required by the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA), under ORS 109.767, is as follows:

- (a) E and M have lived at the following places with the following persons during the last five years:

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 3

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DATE	PLACE	PERSON
January 2015 - March 2015	Jackson County, OR	Both Parents
March 2015-August 2019	Los Angeles County, CA	Both Parents
August 2019 - July 2022	Paris, France	Both Parents
July 2022 - July 2023	Jackson County, OR	Both Parents
July 2023 - Present	Paris, France	Father

(b) Mother has not participated as a party, witness, or in any other capacity in any litigation concerning the custody of or parenting time or visitation with the parties' joint minor children in this state or any other jurisdiction.

(c) Jurisdiction has been determined to be proper in Jackson County, Oregon pursuant to the attached ORDER RE: DISMISSAL OF RESPONDENT'S MOTION TO DISMISS, and the LIMITED JUDGMENT RE REGISTRATION (Case No.: 23DR08269).

(d) Mother does not know of any person not a party to these proceedings who has physical custody of the parties' joint minor children or claims rights of legal custody or physical custody of, or parenting time or visitation with their children.

(e) Jurisdiction is proper under the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA), ORS 109.741(b), because (1) there is no home state, (2) the child and the child's parents, or the child and at least one parent or a person acting as a parent, had a

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 4

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significant connection with this state other than mere physical presence, and (3) Father cannot claim extended home state jurisdiction because he had abandoned France and moved to Jackson County when the dissolution proceedings commenced.

(4) substantial evidence is available in this state concerning the child's care, protection, training and personal relationships. The relevant significant connections and evidence concerning the children's care, protection, and training are as follows:

(1) Mother, Father, E , and J moved to Ashland, with the intent to make Ashland, Oregon their permanent home. Mother, E , and J Arrived on July 29, 2022. Father arrived shortly thereafter on August 19, 2022.

(2) E and J were born in Ashland in 2015.

(3) The family moved to Los Angeles, CA, and lived there from March 2015 to August 2019.

(4) The family moved to Paris, France, in August 2019 for what was supposed to be a temporary, one-year relocation.

(5) In March 2020, the parties started collecting United States unemployment insurance benefits with plans to move back to the United States. However, due to the Covid-19 pandemic, the family stayed in France longer than anticipated.

(6) In December of 2020, Mother acquired a vacant lot with the intent to build a home for the family in Ashland. The deed was recorded in Mother's name on January 4, 2021.

Additionally, Father considered purchasing vacation property on the Oregon coast for the



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anticipated move back to Oregon. The parties extensively discussed an anticipated relocation of their home to Oregon.

(7) In March 2022, the parties agreed to move back to Ashland.

(8) Preparations for the family's move included: terminating the lease on the parties' Paris apartment, securing a four-bedroom rental house in Ashland, researching schools in Ashland, registering the children for summer camps in Ashland, hiring an au pair to care for the children, and submitting applications to transfer their places of employment to the United States.

(9) In May 2022, the parties mutually hired an au pair who signed a contract to help provide childcare for E [REDACTED] and J [REDACTED] for twelve months (through September 9, 2023) in exchange for a weekly stipend, room and board, and the opportunity to become part of an American family living in Ashland.

(10) Father has lived in Ashland in the past and has agreed verbally and in writing to Mother that his relocation in 2022 was intended to be a permanent relocation to Jackson County, Oregon.

(11) Mother was born in Ashland and has parents, siblings, extended family, and lifelong friends in Jackson County. Mother works in marketing and prior to the move permanently transferred her European contract to a U.S. contract. Mother owns real property in Jackson County, owns a vehicle that is registered in Oregon, pays taxes in Oregon and the United States, and is registered to vote in Oregon.

(12) E [REDACTED] and J [REDACTED] were enrolled in and attended school at Belleview Elementary School in Ashland until their unlawful removal in July of 2023.

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 6

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(13) E and J have health insurance in Ashland and see a pediatrician in Ashland (i.e., the same doctor they have been seeing since 2017), an orthodontist in Medford, and a local dentist.

(14) E and J have attended summer camp, made friends, attended play dates, and were enrolled in extracurricular activities in Ashland.

(15) On August 18, 2023, the court dismissed Father's Motion to Dismiss and can proceed with the dissolution of the domestic partnership, and to establish custody, parenting time, and child support

(16) On August 18, 2023, the court entered a Limited Judgment Re Registration (Case No.: 23DR08269), which determined that France has no jurisdiction in this matter and declined to confirm father's attempt to register a French custody order. No other judgment is pending that can be registered.

### 9. Child Support Information.

The child support information, required by ORS 107.085(2)(c), is as follows:

At the time of filing:

(a) Mother was not aware of any other child support proceedings, involving the parties' joint minor children, pending in this state or any other jurisdiction.

(b) Mother is not aware of any child support orders or judgments, involving the parties' joint minor children, existing in this state or any other jurisdiction.

### 10. Custody.

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 7

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1. On or about July 22, 2023 Father violated the October 11, 2022 TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Status Quo) and removed the children from the State of Oregon and brought them to France. This order is still active and as of the date of this filing Father remains in violation of this Order.
2. Father has deprived Petitioner Mother of virtually all parenting time since July 23, 2023.
3. Additionally, Father is in violation of August 3, 2023 ORDER RE CONTACT which stated:

“A Temporary Protective Order of Restraint was signed on October 7, 2022. The Temporary Protective Order of Restraint remains in full force and effect. The parties exchange the children on Sundays.”

As an exhibit, the ORDER RE CONTACT included a partial transcription of the June 21, 2023 hearing, wherein the court orally noted that “you exchange [the Children] Sunday.”

4. When Father took the children to France, he secreted them away and would not share the location of the children for several weeks.
5. Since Father’s return to France, he has had a full-time au pair who’s tasks include preparing the children for school and bringing them to school, as well as picking them up from school, spending the rest of the day with them and preparing them dinner and getting them ready for bed. Because of this schedule he is not regularly involved in the children’s day-to-day care.
6. Prior to the separation of Mother and Father, Mother was the primary caregiver to the children, preparing them for school and extracurricular activities, organizing social

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 8

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engagements and family functions, scheduling doctors appointments, maintaining insurance and was available and present in their lives on a consistent basis.

7. Prior to the separation of Mother and Father, Father would often leave for extended periods for business purposes. Even when he was not traveling, Father was not involved in the day-to-day organization, care and upkeep of the children.
8. It is in the children's best interest that Mother should have sole legal custody of the parties' children.

# **11. Parenting Plan.**

## **(a) The Schedule**

The court should adopt a parenting plan, as required by ORS 107.102, that serves the children's best interests. Mother's Parenting plan is outlined below:

1. Both children will live with Mother at her home in Ashland, Oregon
2. Until Father has met the criteria detailed in the attached "ADDITIONAL TERMS AND CONDITIONS", Father will only be allowed supervised parenting time as detailed in the attached supervised parenting plan titled "PARENTING PLAN EXHIBIT 1".
3. Once Father has met the conditions outlined in the attached ADDITIONAL TERMS AND CONDITIONS, Father will have parenting time according to the below schedule.

All other parenting time will be exercised by Mother.

- The first weekend of each month from 6:00 p.m. Friday until 6:00 p.m. Sunday
- Winter Break: Father shall have parenting time for one week of school Winter Break every year with the week including Christmas Day in Odd-numbered years

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 9

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- Spring Break: Father shall have parenting time for Spring Break in Even-numbered years
- Thanksgiving Break: Father shall have parenting time for Thanksgiving Break in Even-numbered years
- Holiday Weekends: There will be no planned holiday weekend parenting time unless both parties agree to it in writing. Holiday weekends include: Martin Luther King, Jr. Birthday, President's Day, Memorial Day, and Labor Day.
- Child's Birthday: Father shall have the option to have parenting time for the children's birthday in Even-numbered years
- Summer Vacations: Father shall have parenting time with the children for Four Weeks, exercised in Two 2-week blocks, separated by at least one week with Mother.
- Phone Calls:
  - Father will have phone calls twice per week with the children for up to 30 minutes between the hours of 4pm and 8pm PST when the children are with Mother. Regular times and days will be determined by Mother to allow for extracurricular activities.
  - Mother will have phone calls twice per week with the children for up to 30 minutes when Father is exercising his parenting time.

#### Notice for Summer Scheduling

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 10



Before April 1 of each year, Father shall notify Mother, in writing, of the dates chosen for summer parenting time. Mother has the right to choose the dates for Father's summer parenting time if Father does not give notice before April 1. Father's summer parenting time shall end at least seven days before the children's first day of school.

**(b) Safety and Emotional Wellbeing**

Father will observe the following rules when he is exercising his parenting time with the children:

1. Father will not consume drugs or alcohol while he is exercising his parenting time
2. Father will not have a member of the opposite sex who is not related to them by blood or marriage stay overnight.
3. Father must have Children home by 8pm on school nights and by 9pm on weekend nights unless specifically agreed upon by both parents in writing via email prior to the extended time outside the home.

**(c) Contact Information.**

Pursuant to ORS 107.164, each party should have a continuing responsibility to:

- (1) Provide his or her home (not just mailing) address; home, work, and mobile telephone numbers; and email address to the other party; and
- (2) Notify the other party of any emergency circumstances or substantial changes in the children's health.

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 11

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**(d) Notice of Relocation.**

Pursuant to ORS 107.159, neither parent should move to a residence that is more than 60 miles further distant from the other parent without giving the other parent reasonable notice of the change of residence and providing a copy of such notice to the court.

**12. Child Support.**

The court should set child support in conformance with Oregon's Uniform Child Support Guidelines with the additional provisions included below.

(a) Place of Payment. Support should be paid in accordance with a wage withholding order as required by ORS Chapter 25. The Department of Justice should provide collecting, accounting, distribution, and enforcement services in accordance with the provisions of ORS 25.020. All support payments due prior to the Department of Justice providing these services should be made directly to the parent entitled to receive the support. All support payments due after the Department of Justice begins providing these services should be paid through the Division of Child Support, Department of Justice, P.O. Box 14506, Salem, Oregon 97309.

**(b) Notification Requirement.**

Each party should notify the Department of Justice, Child Support Program, P.O. Box 14506, Salem, Oregon 97309, of any changes in that party's home or business address within ten (10) days after such change.

**(c) Dependency Exemption.**

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 12

Unless otherwise agreed on between the parties, the dependency exemption on account of the parties' children should be claimed in accordance with federal and state tax regulations.

**d) Additional Provisions.**

1. Father should immediately pay for past travel expenses, lodging and meals to and from France for Mother to see children in the amount of \$2,945.00.
2. Father should continue to pay for travel, lodging and meals until Father is no longer in violation of this court's orders.

**13. Additional Child Support Provisions. As a form of additional child support:**

**(a) Health Insurance.**

Father should provide and pay for health insurance for the children. The obligation to provide health insurance for E [REDACTED] and J [REDACTED] should be set in conformance with Oregon's Uniform Child Support Guidelines.

(1) Plan Information. The parent providing health insurance should provide the other parent with the name and address of the insurer, the policy number, and claim forms, and should fully cooperate in making claims on said policy. This includes an affirmative duty to promptly advise the other parent whenever there is a change in provider or coverage. A copy of the policy and any explanation of benefits paid by the insurer should be provided upon request.

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(2) Benefit Payments. All insurance claim forms should be marked to instruct the insurer to pay benefits directly to the care provider rather than to either parent. Any reimbursement checks issued by the insurance company should be the property of the party who actually paid money out-of-pocket for the charge for which the reimbursement is being paid. The non-paying parent should turn over any reimbursement checks that party may receive to the paying parent within five (5) days of receipt.

(3) Utilization of Coverage. The terms of the actual policy of insurance should be controlling on any issues that may arise as to the eligibility of a child for coverage under the terms of the insurance. The terms of the available health insurance may require that a child sees medical care providers other than those the child currently sees. Each party should utilize available health insurance to the fullest extent possible. Any expense that could have been covered by available health insurance but was not because a party did not properly utilize available health insurance should not be considered a reasonable expense that the other parent would need to pay a part of.

(b) Uninsured Health Care Costs. Each parent should pay one-half of all of E and 's reasonably incurred medical, optical, hospital, dental, prescription, counseling, and orthodontic expenses that are not covered by insurance so long as the child for whom the expense is incurred qualifies to receive child support. This does not include ordinary expenses such as bandages, non-prescription medication, and co-pays for doctor's well visits. It is the responsibility of the parent who incurs an uninsured expense to promptly request payment from the other parent of any such expenses. The obligated parent should

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 14

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make reimbursement to the other parent within thirty (30) days of receipt of the payment request and proof that the claim has been submitted to insurance and the insurance company has paid or rejected the claim.

#### **14. Property Division.**

The court should make an equitable division of the parties' property, including the real property located on Medley Ln., in Topanga, CA 90290. If Father does not personally appear at the applicable court hearing(s), the court should adopt the terms and division of property and debts that Mother proposes at the time of the hearing(s).

#### **15. Distribution of Debts.**

The court should make an equitable distribution of the parties' debts. If Father does not contest this proceeding, the court should adopt the terms and distribution of debts Mother proposes at the time of the final hearing.

#### **16. Protection of Mother and Children, Restraint by Father**

Father has repeatedly harassed Mother's place of work, private businesses, court staff, family members and friends. Father should be restrained from contacting via email, telephone, letter or in person Mother's place of work, insurance or utility companies, banking or financial entities unless through a lawyer competent to practice law in this state. Father is restricted from contacting mother by phone, email or other written communication, or in person unless through a lawyer of this state unless it is in direct relation to parenting time, or medical, dental orthodontics insurance, treatment or appointments. Except to exchange the children as set out by the parenting plan, Father is not allowed to appear without the consent of Mother at Mother's home, place of

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 15

EXHIBIT 1 - PAGE 51

work or any other location where Father is aware Mother will be present unless previously arranged in writing via email with both Father and Mother agreeing.

**17. Certificate of Support.**

Mother is currently providing 1000 Euros to father per month to support the children while they are being held in France against this court's orders. Father should immediately repay all past child support funds provided by Mother starting in September 2023 and immediately reimburse any future child support fund transfers made by Mother until Father complies with court orders and returns the children to Mother. There are no other pending child support proceedings in this state or any other state.

**18. Attorney Fees and Costs.**

Father should pay Mother's attorney fees and costs, as authorized by ORS 107.105(1)(j).

**19. Notice Regarding Continuation of Health Coverage.**

As required by ORS 107.092, notice regarding continuation of health coverage is attached as Exhibit 1.

**20. Notice Regarding Mandatory Parent Education.**

Notice regarding mandatory parent education is attached as Exhibit 2.

WHEREFORE, Mother respectfully requests a General Judgment:

1. Dissolving the parties' unregistered domestic partnership;

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO  
ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 16



2. Granting the relief requested in this petition; and
3. Granting any other equitable relief, as appropriate.

### DECLARATION

I, Heidi Brown, hereby declare that I am the Petitioner in this matter and that the facts set forth by me in this Petition for Dissolution of Domestic Partnership and to Establish Custody, Parenting Time, and Child Support are true and correct to the best of my knowledge. I have read and understand the notice regarding continuation of health care coverage attached to this petition. By filing this petition, I acknowledge that I am bound by the terms of the restraining order, issued under ORS 107.093, prohibiting either party from disposing of partnership assets.

I hereby declare that the above statements are true to the best of my knowledge and belief, and I understand they are made for use as evidence in court and are subject to penalty for perjury.

DATED:

---

Heidi Brown, Petitioner

AMENDED PETITION FOR DISSOLUTION OF DOMESTIC PARTNERSHIP AND TO ESTABLISH CUSTODY, PARENTING TIME, AND CHILD SUPPORT - 17

EXHIBIT 1 - PAGE 53



22DR17285

**IN THE CIRCUIT COURT OF THE STATE OF OREGON**  
**FOR THE COUNTY OF JACKSON**

Family Law Department

In the Matter of:

Heidi Brown,

Petitioner,

and

Arnaud Paris,

Respondent.

)  
 ) Case No.: 22DR17285  
 ) Related Case No.: 23DR08269  
 )  
 ) **ORDER RE: DISMISSAL OF**  
 ) **RESPONDENT'S MOTION TO DISMISS**  
 )  
 )  
 )

**THIS MATTER** came before the Court for hearing on June 21, July 12-13 and 18, and August 3, 2023. Petitioner Heidi Brown appeared in person and with her attorney, Taylor L. M. Murdoch, of her attorneys Buckley Law, PC. Respondent Arnaud Paris appeared in person on June 21, July 12-13 and 18, and failed to appear on August 3, 2023. His attorney Thomas Bittner, of his attorneys Schulte Anderson, appeared remotely.

The Court, having received argument and evidence from counsel and the parties, and Mr. Paris having received notice of the hearing continuation on August 3<sup>rd</sup>, and having failed to appear, and his request to appear remotely for the continuation of the hearing from France on August 3<sup>rd</sup> having been denied on the record, and Mr. Paris and his counsel having been permitted to attend the hearing but not being permitted to present further argument or evidence, and the Court being fully advised in the premises, and good cause appearing, makes the following

Page 1 – **ORDER RE DISMISSAL OF RESPONDENT'S  
 MOTION TO DISMISS**

Buckley Law PC  
 5300 SW Meadows Rd., Ste. 200  
 Lake Oswego, OR 97035  
 Tel: 503-620-8900 Fax: 503-620-4878  
 tlm@buckley-law.com

EXHIBIT F - PAGE 54

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**FINDINGS OF FACT**

1. Father filed two motions to dismiss for lack of subject matter jurisdiction, dated April 18, 2023 and May 24, 2023. The motions have been consolidated.
2. Mother timely filed a response to the motions on June 13, 2023.
3. Father failed to appear in person at the continuation of the evidentiary hearing on August 3, 2023, and his request for remote appearance was denied on the same date on the record for the reasons stated therein. Mother through counsel moved to dismiss the motions on the same date.

**NOW THEREFORE, IT IS HEREBY ORDERED:**

1. Mother's oral motion to dismiss Father's motions to dismiss for lack of subject matter jurisdiction filed herein is GRANTED. Father's motions to dismiss are DISMISSED.
2. The award of attorney fees and costs shall be subject to ORCP 68.

8/18/2023 4:02:44 PM



Circuit Court Judge David J. Orr

UTCR 5.100 CERTIFICATE OF READINESS: This proposed order is ready for judicial signature because objections have been filed by Respondent.

DATED this 16 of August, 2023.

BUCKLEY LAW P.C.

By:

Taylor L. M. Murdoch, OSB No. 111307  
tlm@buckley-law.com  
of Attorneys for Mother

Page 2 – ORDER RE DISMISSAL OF RESPONDENT'S  
MOTION TO DISMISS

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Tel: 503-620-8900 Fax: 503-620-4878  
tlm@buckley-law.com

EXHIBIT 6 PAGE 55

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1 **APPROVED AS TO FORM:**

2  
3 Thomas A. Bittner, OSB No. 901785  
4 tbittner@schulte-law.com  
5 Of Attorneys for Respondent  
6  
7  
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date

Page 3 – ORDER RE DISMISSAL OF RESPONDENT'S  
MOTION TO DISMISS

**Buckley Law PC**  
5300 SW Meadows Rd., Ste. 200  
Lake Oswego, OR 97035  
Tel: 503-620-8900 Fax: 503-620-4878  
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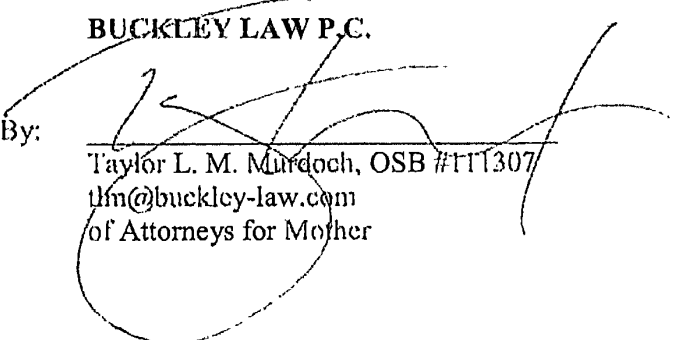
**CERTIFICATE OF SERVICE:** I certify that I served on August 7, 2023, a complete and exact copy (true copy) of this *Order Re: Contact* on the parties or their representative(s) by hand delivering a true copy to the following address, as follows:

**Thomas A Bittner  
Schulte Anderson  
811 SW Naito Pkwy Ste 500  
Portland OR 97204**

DATED this 7 day of August, 2023.

**BUCKLEY LAW P.C.**

By:

  
Taylor L. M. Murdoch, OSB #111307  
tlm@buckley-law.com  
of Attorneys for Mother

Page 4 – ORDER RE DISMISSAL OF RESPONDENT'S  
MOTION TO DISMISS

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EXHIBIT 1 - PAGE 57

23DR08269

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

Family Law Department

In the Matter of:

Arnaud Paris,

Petitioner,

and

Heidi Brown,

Respondent.

)  
) Case No.: 23DR08269  
) *Related Case No.: 22DR17285*  
)  
) **LIMITED JUDGMENT RE:**  
) **REGISTRATION**  
)  
)  
)

**THIS MATTER** came before the Court for hearing on July 12, 13, and 18, and August 3 and 4, 2023. Respondent Heidi Brown, hereinafter Mother, appeared in person with Taylor L. M. Murdoch, of her attorneys Buckley Law P.C. Petitioner Arnaud Paris, hereinafter Father, appeared in person on July 12, 13 and 18, and failed to appear on August 3 and 4, 2023. By the stipulation of the parties, the evidentiary hearing occurred simultaneously with the evidentiary hearing on Father's *Motion to Dismiss for Lack of Subject Matter Jurisdiction* in Jackson County Circuit Court case no. 22DR17285, until said motion was granted by the Court on August 3, 2023. Father was represented by counsel, Thomas A. Bittner, of his attorneys, Schulte Anderson, in that matter, and had his French counsel Terrence Richoux, available by phone during these proceedings on July 12, 13 and 18.

Page 1 – **LIMITED JUDGMENT RE: REGISTRATION**

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**EXHIBIT F - PAGE 58**

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The Court, having received argument and evidence from counsel and the parties, and Mr. Paris having received specific notice of the hearing continuation on August 3<sup>rd</sup>, and having failed to appear, and his request to appear remotely from France at the continuation of the hearing on August 3<sup>rd</sup> having been denied on the record, and Mr. Paris and his counsel having been permitted to attend the hearing, but not having been permitted to present further argument or evidence after his failure to appear on August 3<sup>rd</sup>, and the Court being fully advised in the premises, makes the following

#### FINDINGS OF FACT

1. Mother and Father are the unmarried parents of two minor children, E [REDACTED] and J [REDACTED], age 8.
  2. The children were born in Ashland, Oregon, at Ashland Community Hospital. They are United States citizens. During the first months of their lives, the children lived in Oregon. They later acquired citizenship of France during the time they were living in California when they were two years old.
  3. The Court received evidence about the children's extensive contacts and connections with Oregon. Significant evidence exists concerning the children's contacts with Oregon, including evidence concerning the children's care, protection, training and personal relationships.
- The maximum contacts and evidence about the children are in one state: Oregon.



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1 The children have a large network of extended family, including young cousins  
2 ranging from age 2-15, in the Rogue Valley, Oregon area with whom they are  
3 closely bonded and with whom they have spent significant time throughout  
4 their lives. Multiple witnesses, including Mother's stepbrother Shaun Olson,  
5 testified about the extensive family connections with the children that have  
6 been fostered over the years. Mr. Olson also testified about a sleep-over at his  
7 house with the children on October 4, 2022.  
18

9 a. The children were still enrolled in school in early October, 2022 at Bellevue  
10 Elementary School in Ashland. [REDACTED]'s teacher Ellen Gayton testified that  
11 [REDACTED] fit in right away in the class. Mother testified that the children had  
12 many friends when they began school there in August, 2022 because of  
13 their relationships with friends in the Rogue Valley. The children  
14 participated in the school run fundraiser. Ms. Gayton testified that she had  
15 regular interactions with Father at drop-offs, and that she had further  
16 observations of Mother, Father and the children that she could share at a  
17 subsequent custody proceeding in Oregon.  
18

19 b. The Court received into evidence copies of the children's medical records  
20 with Dr. Jani Rollins, where they have been cared for since birth. Mother  
21 testified that Dr. Rollins would be available to testify in a further custody  
22 hearing in Oregon.  
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1 c. The Court received into evidence copies of the children's orthodontia  
2 records from their orthodontist in Ashland, where they had been treated  
3 since 2021, when they were six years old.

4 d. The Court received into evidence testimony from the children's dance  
5 teacher Cassandra Preskenis, who has taught them at numerous times  
6 throughout their lives. She had observations about the parents and children  
7 that she could share at a later custody hearing in Oregon.  
8

9 e. The Court received testimony from the children's maternal grandmother  
10 Margaret Olson, who lives in Ashland, about her involvement with the  
11 children throughout their lives. This involvement included being present  
12 for their birth, for annual time in Ashland during holidays, staying with the  
13 children and the parties in California, traveling to France with the family,  
14 and other information about the children. She indicated she had  
15 observations about the parents and children that she could share at a later  
16 custody hearing in Oregon.  
17

18 f. The Court received testimony from the children's maternal grandfather,  
19 Mother's stepfather, who lives in Ashland, about his involvement in the  
20 children's lives throughout their lives. This involvement included being  
21 present at their birth, for annual time in Ashland during holidays, traveling  
22 to France with the family, teaching them how to fish in the summer of  
23 2021, teaching them rudimentary wood-working, and other information  
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1 about the children. He indicated he had further observations about the  
2 parents and children that he could share at a later custody hearing in  
3 Oregon.

4 g. The Court received testimony from other friends, namely Mary Chapman,  
5 Noah Treiger, and Jay Treiger, all of whom are located in the Rogue Valley,  
6 who testified about contact with the children over the years since their  
7 birth. Ms. Chapman and Messrs. Treiger testified that they had additional  
8 observations of Mother, Father, and of the children that they could share at  
9 a later custody hearing in Oregon.

10 h. In the summer of 2022, Mother testified that Father placed an air tag in her  
11 vehicle which she used to drive the children, and Mother reported the  
12 incident to the Ashland Police. Mother testified that the Ashland Police  
13 officer who took her report would be available to testify later in a custody  
14 proceeding in Oregon.

15 i. Mother testified that in the summer of 2022, Father accessed her computer  
16 in Ashland without her consent to read her private communications with  
17 her French lawyer, and when Mother discovered this she reported it to the  
18 police. There is a criminal case pending in Jackson County Circuit Court  
19 case no. 22CR59524. The officer and any witnesses who appear in that  
20 proceeding could appear in a later custody proceeding in Oregon.  
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j. Mother testified that the parties hired an au pair to live with the family in Ashland, who then lived in the household with the children from August, 2022 until November 2022. Mother testified that the au pair would be available to testify in a later custody proceeding in Oregon about her observations of the parties and the children.

k. Mother and Father and the children were all living in Ashland, Oregon in October 2022.

l. All parenting time from the date of the girls' move to Oregon in July 2022 through October, 2022 was exercised in Oregon.

m. On October 6 and 7, 2022, Father lived in Oregon and did not remain in France.

4. Significant evidence does not exist for the children's connections with any other jurisdiction.

a. Father's presentation of evidence in his declarations filed with the court focused on him, and not the children, living in France. Father's testimony was stricken when he refused to appear in person for his cross-examination. Father's statements in his declaration were not credible.

b. Father's apartment in France is not a family home. He did not live there on October 6 or 7, 2022. The family only stayed there briefly when they went to France as it is not suitable for a family. Mother testified that the

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1 apartment is not legally possible to use as a family home because it is too  
2 small for the four of them to reside there for Paris residency requirements.

3 c. Mother testified that the parties not only intended to be in France for a  
4 short period of time for pre-school in 2019-20, they lived like it. They lived  
5 in a furnished apartment. They focused their efforts on developing a family  
6 home first in California and then, beginning in 2021, in Ashland. Mother  
7 testified that for much of the time during their stay in Paris from August  
8 2019-July 2022, French rules, uncertainty over the COVID-19 pandemic,  
9 and the parties' own concern for their and the children's health limited their  
10 interactions with the world around them. When the parties moved back to  
11 the United States in 2022, they sold all their limited furnishings, said  
12 goodbyes, and unenrolled the children from school in France.

13  
14  
15 d. Although the parties through counsel signed an agreement on July 19, 2022  
16 (Exhibit 18) for the family to alternate years between France and Oregon,  
17 this agreement was both 1) based on the assumption that the parties would  
18 stay together as a couple and family, and 2) included language that the  
19 agreed alternation was dependent on the children's best interests. The  
20 parents are no longer a couple. Mother made clear that she did not believe  
21 it was in the children's best interests to leave Oregon.

22  
23 e. At a hearing in US District Court in December, 2022, the Honorable Judge  
24 Michael McShane found that the parties had stipulated to the children's  
25

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1 move to Oregon in 2022, and that there was no wrongful removal or  
2 wrongful retention of the children.

3 f. The only information about the children's lives in France besides from  
4 Mother was presented by Sebastian Natal, who had little information about  
5 the children and testified he had not talked to them since Father and  
6 Mother moved to Oregon in 2022. Mr. Natal was able to testify remotely  
7 from France in this hearing, and likely could appear remotely at a later  
8 hearing if called to testify.

9 g. Mother testified that there is limited family in France, and the children are  
10 not as bonded to paternal cousins as they are to the maternal cousins  
11 because of a significant age gap between paternal relatives and the children.

12 h. To the extent that there is evidence in France, subject to the court's  
13 discretion, under Oregon law a party such as Mother or Father can call the  
14 witnesses remotely to testify in a custody proceeding in Oregon.

15 i. Mother testified that the French court did not allow witnesses to be called  
16 remotely, or for witnesses to testify meaningfully at all in that proceeding.

17 5. In late August, 2022, until at least October 7, 2022, Father, Mother, and the  
18 children were living together in the marital residence on Leonard Street in  
19 Ashland, Oregon.

20 6. Father did not live in France- or anywhere else besides Ashland – in early  
21 October 2022. He had moved to Ashland to be with Mother and the children  
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1 in August, 2022. He had moved his permanent belongings from storage in  
 2 California to Ashland in late August, 2022. His credit card and bank  
 3 statements for September-October 2022 (Exhibits 79 & 80) show him buying  
 4 groceries for the family in Ashland and Medford, going out to eat in Ashland,  
 5 and living in Oregon with his children.  
 6

7 7. The children were born in Ashland, Oregon and are United States citizens.  
 8 They later acquired citizenship of France while living in Topanga, California.

9 8. The proceedings in this matter have demonstrated that a Court of the State of  
 10 Oregon may and can take extensive testimony and evidence via remote means  
 11 from witnesses located abroad. All of the witnesses necessary to resolve the  
 12 parties' custody dispute can likely participate in this proceeding, even remotely  
 13 if necessary.  
 14

15 9. Substantial evidence does not exist in France.

16 a. The children were in France from mid-2019 to mid-2022 on a temporary  
 17 basis.  
 18

19 b. They had been to visit France before, but only stayed briefly to visit family.

20 c. The parties moved to France from Los Angeles in 2019 to take advantage  
 21 of free pre-kindergarten for the twins. They intended to return to California  
 22 initially, and then to Oregon.  
 23

24 d. While in France, the family stayed in a furnished apartment.  
 25

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- e. The family's stay was extended against their wishes due to the unforeseen effects of the COVID-19 pandemic.
  - f. During the parties' stay in France, they returned with the children to see family in Oregon for over three months, to build the family home in Ashland, and attended orthodontia appointments in Oregon.
  - g. The children had been unenrolled in French schooling by their parents consent in the summer of 2022.
  - h. Father apparently filed taxes claiming he was a resident of California during the years the parties were in France.
  - i. On October 5, 2022 Father acknowledged the children lived in Oregon and promised that he would never kidnap them to France.
  - j. The parties had said their goodbyes and departed from France to Oregon as family in July and August, 2022.
  - k. There is no evidence that the French court would consider extensive evidence from outside France about the children.
10. Under the totality of the circumstances, the parties' move from France to Oregon was not a temporary absence from France.
- a. The children lived in Oregon on October 7, 2022.
  - b. Father lived in Oregon on October 7, 2022. He loves his children and would not live in France away from them.

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- 1 c. Mother lived in Oregon on October 7, 2022. She loves her children and  
2 would not live anywhere else away from them.
- 3 d. The parties sold their temporary furniture in moving from France. They  
4 did not maintain a family residence in France after leaving in the summer of  
5 2022. When Father returned to France with the minor children in violation  
6 of this court's orders in July, 2023, he did not take them to live in his small  
7 apartment in Paris. He took them to his parent's home in the suburbs of  
8 Paris.
- 9 e. While Father told the court in his declaration that he went to France in  
10 September, 2022, Mother testified that he in fact went primarily to  
11 Germany.
- 12 f. Father told Mother several times that he would agree to live in Oregon, and  
13 his actions corresponded to his statements.
- 14 g. Father drove the family vehicle from California to Oregon to register it and  
15 have it insured in Oregon in 2021.
- 16 h. Mother testified that Father claimed residency in California for tax  
17 purposes the entire time the parties were in France, until at least October  
18 2022.
- 19 i. The parties' mediated agreement from July 2022 (Exhibit 18) was an  
20 agreement for the family to live together, and did not contemplate the  
21 parties separating. It also made clear that the agreement was conditioned  
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1 on both parties agreeing that it was in the children's best interests to  
2 continue to follow the terms beyond getting to Oregon in the summer of  
3 2022.

4 11. Mother prevailed at the Hague proceeding in December 2022. The children  
5 were not wrongfully removed from France. Father intended for the children to  
6 come to live in Oregon.

7 12. In March 2023, at a hearing in France in which Mother was not present, Father  
8 obtained a favorable custody determination.

9  
10 a. The French court is not a court of record such as an Oregon court of  
11 record. There is no independent record of proceedings for a party such as  
12 Mother to refer to in litigation. Notice is provided only through counsel.

13  
14 b. Mother is not a citizen of France.

15 c. Mother's initial French counsel, Noemie Hodara, had to withdraw because  
16 of a complaint filed by Father after the initial appearance in January 2022.

17 d. Mother had no reason to believe that anything other than jurisdiction  
18 would be addressed at the proceeding in March, 2023. Her lawyer made  
19 clear to her that the March, 2023 hearing applied only to jurisdiction.  
20 Accordingly, Mother presented only evidence on the habitual residence  
21 standard.  
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- c. Mother did not have an opportunity to call witnesses, cross examine witnesses, or meaningfully rebut Father's evidence at the March 2023 French hearing. She could not appear remotely.
- f. At the March 2023 hearing, Father represented himself as living in France as a resident of Paris in early October, 2022 and at the time of the hearing. Neither representation was true. He lived in Oregon in early October, 2022. He was exercising week-on, week-off time with the children subject to the TPOR Status Quo at the time of the hearing, and was receiving health benefits and wages from his employer in Texas in March, 2023.
- g. If Mother believed the French court would have decided anything on exercising jurisdiction, Mother would have done anything possible to be in France. She testified she would have swam to France if necessary, and her desire to be there was credible. She testified she has spent over \$300,000 on legal fees in this matter, and it does not make sense that a person such as Mother would not appear if she thought her rights as the children's mother would be substantially affected.
- h. Mother received a summons in the French proceeding, but had to rely only on her French counsel for understanding the proceedings in the French court.

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- i. Mother did not receive a hearing notice for the French hearing such as a hearing notice generated by the State Courts of Oregon. Her counsel indicated to her that the hearing would be on jurisdiction only
- j. Mother presented no evidence at the hearing on the issue of custody and parenting time because of her lack of understanding of the court's procedures.
- k. Mother is a citizen of the United States. Mother's due process rights and constitutional right to open court proceedings were implicated by the French court's ruling on her custodial rights.
- l. Given the stakes involved, the relief requested, and the position taken by Father to limit Mother's parenting time to time in France, including presently seeking an order stopping the children from leaving France for the next five years, the hearing in France was akin in substantive way to a termination of parental rights proceeding in Oregon.
- m. A parent's right to parent their child is a fundamental right protected by US Constitution and the Oregon Constitution.
- n. Through no fault of her own, Mother did not appear at the French hearing wherein Father was granted "shared custody" of the children. In later documents, Father represented to authorities that he was awarded sole custody.



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13. The French court's jurisdictional ruling is on pages 3 and 4 of the Judgment rendered on April 21, 2023 by the Family Court Judge Karima Brahimi.

a. The language in the jurisdictional ruling of the French judgment is as follows: *"In this case, in light of the documents in the file and the debates, it appears that since the birth of the two daughters, the couple and the children have resided alternately in France in the United States; that since the start of the 2019 school year, the couple and the children have settled in France and the two daughter have been schooled in France, that during April 2022, relationship difficulties have arisen between the couple and that the two parents no longer agree on the family's place of residence, with Mr. PARIS wishing to remain in France and Ms. BROWN wishing to return to the United States; that nevertheless the parents agreed on July 19, 2022 for the family to leave for the United States for the 2022-2023 school year, the couple's two daughters having arrived on American territory on July 29, 2022. 'Thus, at the time of the referral to the French court, on October 6, 2022, J [REDACTED] and E [REDACTED] had been residing in the United States for only two months; before that, they had been residing and attending school in France for three years, a country in which they were socially integrated; if the parents agreed to return to the United States, this agreement concerned only the 2022/2023 school year, and thus it cannot be inferred that the parents had the common intention of transferring the children's residence to the United States on a long-term basis.*

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"Consequently, taking into account these elements, it appears that on the day of the referral to the French court, i.e. October 6, 2022, J [REDACTED] and E [REDACTED] had their habitual residence in France.

"Therefore, the French judge is competent to rule on claims relating to parental responsibility (emphasis added)."

- i. The French court's ruling on jurisdiction primarily focused on the intent of the parties and their consent in establishing a habitual residence for the children and assuming jurisdiction.
- ii. The French court's ruling on jurisdiction focused on the children's habitual residence, and where they were integrated socially.
- iii. The French court did not address anything about the home state of the minor children, or the extended home state of the minor children.
- iv. The French court did not weigh the relative maximum contacts between the children and France, or between the children and Oregon, or any other jurisdiction, in making its determination to exercise jurisdiction.
- v. The French court did not consider whether Father and the children were located in France and whether Father was exercising parenting time in France in October 2022.
- vi. The French court was factually wrong to the extent that it determined Father was living in France for the purposes of the UCCJEA. Father was living in Oregon, not France in early October 2022.

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b. The French court was aware of this proceeding before it made its jurisdictional determination. Mother testified that it made no effort to contact this court before awarding Father custody and the French judgment does not reflect any effort or consideration of Oregon's jurisdiction besides which court was "seized" first. The French court did not attempt to communicate with this court.

14. It is the French judgment, and the applicable UCCJEA standards that are the focus of the proceedings before this Court.

15. Before resolving any substantive matters, this Court must determine whether or not this Court has subject matter jurisdiction over the minor children under the Uniform Child Custody Jurisdiction and Enforcement Act ("UCCJEA").

16. The hearing on the issue of whether or not this Court has UCCJEA jurisdiction took place over the course of multiple days, wherein the Court heard testimony from multiple witnesses and received evidence from witnesses in France and in the courtroom. Both parties were given extensive opportunity to produce witnesses. Both parties were, or had the opportunity to be, represented by counsel. Father was able to present his case *pro se* as he saw fit, subject to the rules of evidence, during the first three days of hearing.

17. After the first three days of hearing, Father wrongfully misrepresented the registration of the French judgment to lawful authorities, and, contrary to this

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1 court's prior, explicit, written, and repeated orders, ~~abducted to France with~~ removed  
 2 the minor children from this state and took them to France.

3 18. A TPOR was entered on October 7, 2022 and remains in effect. Neither party  
 4 is allowed to leave the state of Oregon with the minor children without the  
 5 agreement of the other parent.

6 19. Father and the minor children are located in France at present, in violation of  
 7 this court's orders. As the Court told Father on June 21, he violates this  
 8 court's orders at his peril.

9 20. Father was aware of the TPOR and was told repeatedly by the Court that the  
 10 judgment had not yet been confirmed or validated.

11 21. Mother testified that Father requested that the August 3, 2023 hearing be set so  
 12 he could personally appear.

13 22. Father filed belated motions for remote appearance for the August 3<sup>rd</sup>, 2023  
 14 continuation of hearing. His motions were not timely, were not in good faith,  
 15 and were prejudicial to Mother, who was about to resume her cross-  
 16 examination of Father. Father should not violate court orders and expect to  
 17 receive special treatment as a result ~~thereby gain any advantage.~~

18 23. The children have a highly desirable pediatrician, dentist, and orthodontist in  
 19 Oregon.

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1 24. Taking into account the above facts, the children did not have a home state on  
 2 October 6 or October 7, 2022 for the purposes of the UCCJEA, ORS  
 3 109.741(1)(a).

4 a. The children did not have an extended home state at the time either,  
 5 because Father did not continue to live in France in early October 2022.  
 6 He lived in Oregon.

7 b. The children and the children's parents, or the children and at least one  
 8 person acting as a parent, did not have a significant connection with France  
 9 in early October 2022, because substantial evidence concerning the  
 10 children's care, protection, training and personal relationships was only in  
 11 Oregon, and not France, ORS 109.741(1)(b)(A)-(B).

12 c. The children and the children's parents, or the children and at least one  
 13 person acting as a parent, did not have a significant connection with France  
 14 in early October, 2022, because Father did not reside in France at the time,  
 15 and although he maintained a meaningful relationship with the children, in  
 16 doing so, he exercised parenting time in Oregon, ORS 109.741(1)(b)(A)-(B).

17 d. No other state than Oregon would have jurisdiction under ORS  
 18 109.741(1)(a),(b) and (c) to make an initial custody determination.

19 25. Oregon has jurisdiction to make an initial custody determination. The issuing  
 20 court of the French judgment did not have jurisdiction under ORS 109.741 to  
 21 ORS 109.771. ORS 109.787(5)(a).  
 22  
 23  
 24  
 25



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26. Mother is contesting registration, and was entitled to notice of the French judgment for the purposes of Oregon law. Notice was not given in accordance with ORS 109.724 and the Oregon Constitution, Article 1, Section 10, of the initial custody determination in the proceedings before the French court that issued the order for which registration was sought.

27. It is appropriate that this court assume jurisdiction.

**NOW, THEREFORE IT IS HEREBY ORDERED AND ADJUDGED:**

1. This court is authorized by the UCCJEA, ORS 109.701 et. seq., to take jurisdiction over the minor children of the parties and this matter.
2. France does not have jurisdiction over the minor children of the parties and this matter pursuant to ORS 109.701 et. seq.
3. Mother has established by clear and convincing evidence that the issuing court in France did not have jurisdiction to make an initial custody determination under ORS 109.741 to ORS 109.771.
  - a. This Court declines to confirm Father's registration of the French custody order, as France did not have home state or significant connection jurisdiction under factual circumstances in substantial conformity with the UCCJEA at the time it made the custody order.
  - b. For the foregoing reasons, pursuant to ORS 109.787(5)(a), the request to register the child custody determination in the judgment of the French court is DENIED.
4. Mother has established by clear and convincing evidence that Mother was entitled to notice, but notice was not given in accordance with the standards of



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1           ORS 109.724 and the Oregon Constitution in the proceedings before the  
2           French court.

3           a. The French court's processes and procedures in the application of these  
4           facts do not substantially conform with the UCCJEA standards or Oregon  
5           constitution. As such, the French court's custody determination is not  
6           lawful in this country and in this Court.

7           b. Mother did not have actual notice of the French proceeding and an  
8           opportunity to be heard for the purposes of Oregon law. To register,  
9           confirm, and validate the French judgment in this circumstance would be a  
10          violation of ORS 109.787(5)(c) and of Mother's constitutional rights under  
11          the Article 1, Section 10 of the Oregon Constitution.

12          c. Father had notice of this proceeding and an opportunity to be heard.

13          d. For the foregoing reasons, pursuant to ORS 109.787(5)(c), the request to  
14          register the child custody determination in the judgment of the French  
15          court is DENIED.

16          5. In making an initial custody determination, France did not have subject matter  
17          jurisdiction as required under the UCCJEA.

18          6. A court's analysis under the habitual residence standard and the UCCJEA  
19          home state standard may come to different conclusions given certain facts  
20          presented in a matter. This Court makes no ruling on the applicability of the  
21          habitual residence standard by the French court.

22          7. France did not have home state jurisdiction, as the children had lived in  
23          Oregon for approximately two months at the time Father filed for custody in  
24          France.

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- a. Father did not live in France at the time Father filed for custody in France. In considering the totality of the circumstances, Father's argument that his absence from France was temporary fails. Father's absence from France was not temporary.
- b. Father's argument that France had extended home state jurisdiction is without merit. He did not live in France on October 7, 2022. He lived with his children and Mother in Oregon.
- c. The French judgment is not in substantial factual conformity with the UCCJEA pursuant to ORS 109.781.
  - i. The French court impermissibly gave significant weight to its determination of the intention of the parties in establishing a habitual residence of the children. That is an error of law for the purposes of the UCCJEA. Subject matter jurisdiction cannot be conferred. Jurisdiction cannot be conferred by the parties by consent, nor can the want of jurisdiction be remedied by waiver, or by estoppel. *Matter of Marriage of Schwartz and Battini*, 289 Or App 332, 338 (2017), citing *Shepard v. Lopez-Barcenas*, 200 Or App 692, 697, 254, rev. den., 339 Or 475, 124 P.3d 1248 (2005) ("[A] party's consent to the trial court's jurisdiction over the initial determination of custody under the UCCJEA has no effect if, indeed, the court lacked jurisdiction to make that determination."); see also *Medill and Medill*, 179 Or App 630, 645, 40 P.3d 1087 (2002) (same).
  - ii. The French court did not weigh the maximum contacts.

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- iii. The maximum contacts for evidence concerning the children are present in Oregon.
  - iv. To the extent that any necessary evidence is present in France, the witnesses in France can testify in the custody proceeding remotely.
8. The French court does not have significant connection jurisdiction.
  - a. The French court did not determine whether it had home state jurisdiction or anything similar to it, a necessary step before determining significant connection jurisdiction.
  - b. The French court was aware of this proceeding and should have communicated with this Court before making a custody determination, but the French court did not do so. See ORS 109.751(4).
  - c. Father was not exercising his parenting time in France at the time the custody matter was filed in France, and was not residing in France at the time either. Under the *Mayfield* test for significant connection jurisdiction, 306 Or App 386, 392 (2020), citing *White v. Harrison-White*, 280 Mich. App. 383, 394 (2018), France did not have significant connection jurisdiction.
9. Oregon has subject matter jurisdiction over the minor children under the UCCJEA based on significant connection jurisdiction, as there is substantial evidence of the children's care, protection, training, and personal relationships in Oregon. As such, this Court will proceed in presiding over the parties' dissolution and custody matter, and all related matters.
10. The French judgment has never been registered in Oregon. It is not a valid order of Oregon and has no legal effect here. It had no legal effect in Oregon

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at the time that Father fled with the minor children to France on or about July 22, 2023.

11. Additionally, in making its custody order, France failed to provide Mother with notice as is required by the UCCJEA and Oregon Constitution before a child custody determination is made.
12. The French judgment fails the UCCJEA's jurisdictional and procedural requirements. As such, the French custody determination is unlawful.
13. Father failed to appear at the continuation of this hearing on August 3, 2023. He had actual notice of the proceeding. He had an opportunity to be heard. He was not present because he was in willful violation of the court's orders not to leave the state with the minor children.
14. Father knew or should have known that the French judgment had no legal effect in Oregon until this hearing was adjudicated.
15. Father has acted in bad faith in this proceeding.
16. The award of attorney fees and costs, if any, should be determined pursuant to ORCP 68.

8/18/2023 3:37:20 PM



Circuit Court Judge David J. Orr

***[UTCR CERTIFICATE FOLLOWS ON NEXT PAGE]***

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1 **UTCR 5.100 CERTIFICATE OF READINESS:** This proposed order is ready for judicial  
signature because I have received no timely objections, despite  
2 an email to the contrary.

3 **DATED** this 16 day of August, 2023.

4 **BUCKLEY LAW P.C.**

5 By: 

6 Taylor L. M. Murdoch, OSB No. 111307  
7 tlm@buckley-law.com  
8 of Attorneys for Mother  
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**APPROVED AS TO FORM:**

\_\_\_\_\_  
Thomas Bittner, Attorney for Father

\_\_\_\_\_  
*date*



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1 **CERTIFICATE OF SERVICE:** I certify that I served on August 10, 2023, a complete and  
2 exact copy (true copy) of this on the parties or their representative(s) by causing to be hand  
3 delivered a true copy, as follows:

4 **Thomas A Bittner**  
5 **Schulte Anderson**  
6 **811 SW Naito Pkwy Ste 500**  
7 **Portland OR 97204**

8 **DATED** this 11 day of August, 2023.

**BUCKLEY LAW P.C.**

By:

Taylor L. M. Murdoch, OSB No. 111307  
tln@buckley-law.com  
of Attorneys for Mother

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IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

IN THE MATTER OF:	)	
HEIDI MARIE BROWN,	)	CASE NO. 22DR17285
PETITIONER,	)	<b>TEMPORARY PROTECTIVE ORDER OF</b>
and	)	<b>RESTRAINT</b>
ARNAUD PARIS,	)	(Pre-Judgment Status Quo – ORS 107.097)
RESPONDENT.	)	

This matter came before the court on Petitioner's ex parte motion for a temporary protective order of restraint. Based upon Petitioner's declaration and the other documents on file herein, the court hereby finds the following:

1. The parties' minor children are E L P (7) and M P (7).
2. Their children's usual place of residence is with Petitioner at 665 Leonard St., in Ashland, Oregon.
3. Their children are currently enrolled and attend school at Bellview Elementary School in Ashland, Oregon.

4. Both parties exercise parenting time with their children on a roughly equal basis.

THEREFORE, IT IS HEREBY ORDERED that Petitioner and Respondent are restrained from the following:

1. Changing their children's usual place of residence at 665 Leonard St., in Ashland, Oregon;
2. Interfering with the present placement and daily schedule of their children, which includes attending school at Bellview Elementary School in Ashland, Oregon;

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 1 of 3

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3. Hiding or secreting their children from the other party;
4. Interfering with the other party's usual contact and parenting time with their children which is on a roughly equal basis;
5. Leaving the state with their children without the written permission of the other party or the permission of the court; and
6. In any manner disturbing the current schedule and daily routine of the child until custody or parenting time has been determined or the parties otherwise agree in writing.

10/11/2022 4:15:55 PM

  
Circuit Court Judge David J. Orr

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 2 of 3

CARTY LAW, P.C.  
P.O. Box 4628, Salem, Oregon 97302  
office@cartylawpc.com | (503) 991-5142 | www.cartylawpc.com

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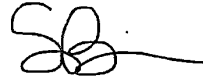
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**UTCR 5.100 Certificate of Readiness**

This proposed order is ready for judicial signature because service is not required by statute, rule, or otherwise.

DATED: 10/07/2022

**CARTY LAW, P.C.**



---

Sarah Bain, OSB No. 202594  
Email: sarah@cartylawpc.com  
Attorney for Petitioner

\* \* \* \* \*

**NOTICE**

You may request a hearing on this order as long as it remains in effect by filing with the court a request for a hearing. In the request you must tell the court and the other party that you object to the order and specifically why you disagree with the representation of the status quo described in the order. In the request you must also inform the court of your telephone number or contact number and your current residence, mailing, or contact address.

TEMPORARY PROTECTIVE ORDER OF RESTRAINT (Pre-Judgment Status Quo – ORS 107.097)  
Page 3 of 3

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2. A *Temporary Protective Order of Restraint* was signed on October 7, 2022. The *Temporary Protective Order of Restraint* remains in full force and effect. The parties exchange the children on Sundays.
3. The Court's findings on the record of June 21, 2023 as reflected in Exhibit 1 are incorporated herein as if fully set forth.

NOW THEREFORE, IT IS HEREBY ORDERED:

1. *Calls.* Whenever the children desire to call the parent with whom they are not having parenting time, the parent with whom they are with will facilitate such a call. In addition, there will be two points during the week where either parent can call and do a check-in and speak with the children, at 7:30 pm Pacific Standard Time, on Tuesdays and Thursdays.
2. *Discussing the Case.* Neither parent will discuss the pending litigation with the children.

8/3/2023 2:03:14 PM



Circuit Court Judge David J. Orr

UTCR 5.100 CERTIFICATE OF READINESS: This proposed order is ready for judicial signature because opposing counsel agreed to file objections independently.

DATED this \_\_\_\_ of June, 2023.

8/3/2023

By:

BUCKLEY LAW P.C.



583048810319486

Taylor L. M. Murdoch, OSB No. 111307  
 tlm@buckley-law.com  
 of Attorneys for Mother

Page 2 – ORDER

**Buckley Law PC**  
 5300 SW Meadows Rd., Ste. 200  
 Lake Oswego, OR 97035  
 Tel: 503-620-8900 Fax: 503-620-4878  
 tlm@buckley-law.com



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**CERTIFICATE OF SERVICE:** I certify that I served on July 31, 2023, a complete and exact copy (true copy) of this *Order Re: Contact* on the parties or their representative(s) by hand delivering a true copy to the following address, as follows:

**Thomas A Bittner  
Schulte Anderson  
811 SW Naito Pkwy Ste 500  
Portland OR 97204**

**DATED** this 31 day of July, 2023.

**BUCKLEY LAW P.C.**

By: 

Taylor L. M. Murdoch, OSB #111307  
tlm@buckley-law.com  
of Attorneys for Mother

Page 3 – ORDER

**Buckley Law PC**  
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Page 1

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1           IN THE CIRCUIT COURT OF THE STATE OF OREGON  
2                           FOR THE COUNTY OF JACKSON  
3  
4    In the Matter of:           )  
5    HEIDI MARIE BROWN,        )  
6                           Petitioner, )  
7           and                    ) Case No. 22DR17285  
8    ARNAUD PARIS,               ) Case No. 23DR08269  
9                           Respondent. )

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12

**EXCERPT OF PROCEEDINGS**

13

Pages 1 to 9

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**APPEARANCES:**

21

Taylor LM Murdoch, Appearing via Webex  
Attorney at Law  
Representing the Petitioner

22

23

Thomas A. Bittner, Appearing via Webex  
Attorney at Law  
Representing the Respondent

24

25

--

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1                   E X C E R P T   O F   P R O C E E D I N G S

2

3                   THE COURT: Do either -- Mr. Bittner, you  
4 were trying to address this issue?

5                   MR. BITTNER: Yeah, Your Honor. Look,  
6 these -- they've exchanged the kids successfully for --  
7 you know, since last October. I think we should let  
8 them be. And I want to object to you modifying your  
9 status quo order. I've explained to you that any effort  
10 you make to alter what's going on is in contravention to  
11 the judgment in France, and you don't have modification  
12 jurisdiction. So I'm just making a record. I'm  
13 pointing it out. You're going to do what you want to  
14 do. I get it. So, you know --

15                  THE COURT: You've made the record multiple  
16 times. That's not what I was asking. I was asking for  
17 your proposal in terms of how to address the problem  
18 that is, that is at hand here. Yeah, I understand that  
19 you believe Oregon doesn't have jurisdiction. That may  
20 well be the case. As of now, that has not been  
21 determined. I will make such orders as are necessary  
22 that are in the best interests of the children.

23                  Let's talk about what we're going to do here with  
24 regards to the parents talking to the children,  
25 Mr. Bittner.

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1 MR. BITTNER: I guess my point is, what have  
2 they historically done this past year? It seems to have  
3 been fine. So I don't know that the Court needs to  
4 intervene. They may be going through a rough patch,  
5 but, you know, this was not the form, the time, the  
6 place. You know, I don't know that there is a problem.  
7 They've never complained to me -- or my clients never  
8 complained to me that the kids haven't been able to  
9 communicate with him or the kids with their mother.

10 There have been a lot of complaints from my  
11 client about things that the girls repeat to him that  
12 mom says that are really, really bad, and so, you know,  
13 there is some concern of that. But the Court has  
14 chastised both parties and grandparents and whatnot to  
15 shield the kids, and that's, you know, standard and  
16 appropriate advice, and I told my client to follow it,  
17 and I'm sure that Mr. Murdoch has done the same. So  
18 they've been told what to do. They need to make the  
19 kids available if the kids want to communicate. And,  
20 you know, if there needs to be a midweek check in, they  
21 -- whatever. I understand.

22 But, but I discourage you from making orders that  
23 are in modification. That's a whole different issue  
24 than what I said before about this Court not having  
25 jurisdiction to make an initial determination. Now

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1 you're making a modification.

2 So I'd say let them be and, you know, if  
3 somebody's got a problem, they can file a motion. But  
4 jumping in and trying to --

5 THE COURT: Well, as long --

6 MR. BITTNER: -- do it on the fly --

7 THE COURT: -- we're in court here, we  
8 might, we might as well get these issues settled to the  
9 extent that it's possible to settle them. I'm going to  
10 hear from Mr. Murdoch.

11 But, Mr. Paris, what were you trying to say?

12 MR. PARIS: Actually, I'm the one who  
13 offered the kids yesterday to call their mother.

14 THE COURT: You were, you were the one who  
15 what?

16 MR. PARIS: I am the one who offered the  
17 kids to call their --

18 THE COURT: To what the kids?

19 MR. PARIS: Sorry. I am the person who told  
20 the kids, "Do you want to speak to your mom?" yesterday.  
21 That phone call was me suggesting to the kids to call  
22 their mom. They don't necessarily want to call their  
23 mom every day, nor do they want to talk to her every  
24 day. You know, they're doing lots of fun things. I am  
25 the one that was saying to the kids, Do you want to call

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1 your mom? You haven't talked to her for three days.  
2 And I asked, Why do you not want to talk to her every  
3 day? They said, When we're with you, we don't really  
4 want to talk to mom, and when we're, when we're with  
5 mom, we don't really want to talk to you. Because last  
6 week they called me once. One of them called me once.  
7 That's it. I don't get to speak to them every day. And  
8 frankly, I don't want to fault them. If they don't want  
9 to talk to me when they're with mom, that's fine. I  
10 suggested that they call their mom yesterday, and they  
11 said okay. Sometimes I suggest and they say no. I  
12 don't think we should fault these kids. That's what I'm  
13 saying. Even if mom wants to talk to them every day, if  
14 they don't want to talk to their mom, I don't think we  
15 should fault them, fault them.

16 THE COURT: What is the exchange day? What  
17 day of the week?

18 MR. PARIS: It's, it's Sunday.

19 THE COURT: All right. Mr. Murdoch,  
20 anything on all this before I do something?

21 MR. MURDOCH: Thank you, Your Honor.

22 Let's just make sure these kids talk to their  
23 parents and make sure this is not something where a  
24 parent is suggesting one way or the other or is somehow  
25 leading -- leaving it to an eight-year-old's

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1 determination. Let's get an order in place saying these  
2 kids have to talk to, talk to mom during dad's time and  
3 they have to talk to dad during mom's time. Let's set a  
4 date -- or rather, let's set a time when this happens.  
5 It can be every other day. But let's make sure -- and  
6 an order also directing the parties not to discuss these  
7 matters with -- this case with the children. I think  
8 that's a straightforward thing that protects these kids  
9 and gets them through to the next hearing.

10 THE COURT: It does sound like we need to  
11 make some kind of an order. So here's what it'll be.

12 First of all, and I think both mother and father  
13 are agreeable to this, that the children, whenever they  
14 desire, are permitted to call the parent that they are  
15 not with, meaning if they're with dad, if they --  
16 whenever they want to call mom, they get to call mom; if  
17 they're with mom, whenever they want to call dad, they  
18 get to call dad, and further, that the parent will  
19 facilitate that. Since they're eight and they don't  
20 have phones, the parent will facilitate that.

21 In addition, there will two points during the  
22 week where either parent can call and do a check-in and  
23 talk to the kids. My recommendation is that be, that be  
24 somewhere around 7:30 in the evening. I don't know --  
25 you want to do that? Let's see. So you exchange

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1 Tuesday -- excuse me, you exchange Sunday. Do you want  
2 to do that Tuesday and Thursday or Tuesday and Friday?  
3 What are you requesting, Mr. Murdoch?

4 MR. MURDOCH: Your Honor, I think what the  
5 Court is suggesting, on Tuesday and Friday, makes sense.  
6 Friday may actually be problematic just because  
7 oftentimes families have plans on Friday evening --

8 THE COURT: All right.

9 MR. MURDOCH: -- for the upcoming weekend.  
10 So let's make it Tuesdays and Thursdays.

11 THE COURT: Tuesday and Thursday. So you  
12 can call at 7:30 Tuesday and Thursday. Heidi will make  
13 the kids available.

14 You can call the kids when he has them Tuesdays  
15 and Thursdays at 7:30. Mr. Paris will make the kids  
16 available.

17 If they tell you they don't want to talk, you  
18 tell them, Okay, you don't have to talk. Just tell your  
19 dad, or tell your mom, you don't want to talk because  
20 the other parent needs to hear it from them. All right.

21 MR. PARIS: So I would agree with you on  
22 this. It's very good advice. I just can't accept that  
23 order. You don't have jurisdiction, Judge.

24 THE COURT: Okay. You refuse --

25 MR. PARIS: And I will (unintelligible) --

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Page 8

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1 THE COURT: -- the Court's orders at your  
2 peril.

3 MR. PARIS: No.

4 THE COURT: So I'm going --

5 MR. PARIS: I'm just saying that I will, I  
6 will challenge that order in Supreme Court.

7 THE COURT: Okay. Well, go ahead and do  
8 that. I'm saying it would be not a good idea, and I  
9 think even your attorney would not recommend that you  
10 disobey the Court's orders at this point until --

11 MR. BITTNER: Yeah.

12 THE COURT: -- you have your Supreme Court  
13 order telling you otherwise.

14 Also, Mr. Murdoch, as you were suggesting the  
15 language about neither parent discussing the case with  
16 the children is very appropriate and apparently  
17 necessary here. So that's where we are.

18 Anything else that we have to put on the record  
19 before we adjourn?

20 [END OF EXCERPT: 3:10 PM]

21  
22  
23  
24  
25

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EXHIBIT 1 - PAGE 98

EXHIBIT 6  
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C E R T I F I C A T E

1  
2  
3 I, Terri Forsyth, a transcriptionist in the  
4 state of Oregon, do hereby certify that I reported in  
5 stenotype the foregoing audio recorded proceedings had  
6 upon the hearing of this matter previously captioned  
7 herein; that I thereafter reduced my said stenotype  
8 notes to typewriting; and that the foregoing transcript,  
9 Pages 1 to 9, both inclusive, constitutes a full, true  
10 and accurate record of said audio recorded proceedings  
11 to the best of my knowledge, ability, belief, and  
12 quality of the recording.

13 Witness my hand as transcriptionist at Portland,  
14 Oregon, this 24th day of June, 2023.

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Terri Forsyth  
Transcriptionist

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## NOTICE REGARDING MANDATORY PARENT EDUCATION PROGRAM

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1. Mandatory Parent Education Program – A parent education program of the type authorized by ORS 3.425 is established. The program shall provide information on the impact of family restructuring on children to each person named as a party in the following types of proceedings, when such proceedings involve minor children:
  - (a) Annulment or dissolution of marriage,
  - (b) Legal separation,
  - (c) Petition to establish custody or parenting plans (including paternity), and
  - (d) Post-judgment litigation involving custody or parenting plans.
2. Each party who files an appearance in a proceeding of the types described above shall complete the program unless exempted by the Court. A final judgment shall not be entered in the proceeding until each party not otherwise exempted by the Court who has filed an appearance has completed the program.
3. The party initiating the proceeding shall register for the program within 15 days after filing the initiating pleadings with the Court. A copy of this local rule and instructions on how to register for the program shall be served by the initiating party on all parties against whom relief is sought. Service shall be completed in the manner provided in ORCP 7 at the time the initiating documents are served. All other parties shall have 30 days after service of the notice upon them to register for the program.
4. The Court shall provide a copy of this rule to the initiating party for service upon all parties against whom relief is sought, together with a statement describing the program including contact telephone numbers, addresses and statement of costs.
5. The program provider shall issue a certificate of completion when the participant has completed the program. The certificate must be filed with the Court.
6. The Court may exempt one or both parties from the program if, after reviewing the requested party's motion and supporting affidavit, the Court determines that participation is unnecessary or inappropriate.
7. Sanctions – Failure or refusal to complete the program in a timely manner shall be considered by the Court in making its ruling on issues which are in dispute.
8. A party who has completed the program shall have the right to:
  - (a) Request that the pleadings of a party who has appeared be stricken if that party has not completed the program in a timely manner without good reason.
  - (b) Request entry of an order from the Court to compel the non-complying party's completion of the program should the non-complying party not have completed the program in a timely manner without good reason. The Court may enter an award of attorney fees in favor of the complying party who utilizes this option to force the non-complying party's compliance with this rule.
  - (c) Apply for entry of a default judgment against a non-appearing party notwithstanding the non-appearing party's failure to participate in the program.

EXHIBIT 1 - PAGE 100

9. Fees

- (a) Each party shall pay the required fee to the program provider upon registering for the program.
- (b) The program registration fee may be waived or deferred by the Court. The procedure for requesting a fee waiver or deferral shall be the same as used to request a waiver or deferral of the fee when filing a petition for dissolution.
- (c) Application for fee waiver or deferral, if any, must be made prior to registering for the program. When registering, either the fee must be paid or the order waiving or deferring the fee must be provided to the program provider.

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**NOTICE OF STATUTORY RESTRAINING ORDER PREVENTING THE  
DISSIPATION OF ASSETS IN DOMESTIC RELATIONS ACTIONS**

**REVIEW THIS NOTICE CAREFULLY. BOTH PARTIES MUST OBEY EACH PROVISION OF THIS ORDER  
TO AVOID VIOLATION OF THE LAW. SEE INFORMATION ON YOUR RIGHTS TO HEARING BELOW**

**TO PETITIONER AND RESPONDENT:**

PURSUANT TO ORS 107.093 and UTCR 8.080, Petitioner and Respondent are restrained from:

1. Canceling, modifying, terminating, or allowing to lapse for nonpayment of premiums any policy of health insurance, homeowner or renter insurance, or automobile insurance that one party maintains to provide coverage for the other party or a minor child of the parties, or any life insurance policy that names either of the parties or a minor child of the parties as a beneficiary.
2. Changing beneficiaries or covered parties under any policy of health insurance, homeowner or renter insurance, or automobile insurance that one party maintains to provide coverage for the other party or minor child of the parties, or any life insurance policy.
3. Transferring, encumbering, concealing, or disposing of property in which the other party has an interest in any manner, without written consent of the other party or an order of the court, except in the usual course of business or for necessities of life. Paragraph (3) does not apply to payment by either party of:
  - (a) Attorney fees in this action;
  - (b) Real estate and income taxes;
  - (c) Mental health therapy expenses for either party or a minor child of the parties; or
  - (d) Expenses necessary to provide for the safety and welfare of a party or a minor child of the parties.
4. Making extraordinary expenditures without providing written notice and accounting of the extraordinary expenditures to the other party. Paragraph (4) does not apply to payment by either party of expenses necessary to provide the safety and welfare of a party or a minor child of the parties.

AFTER FILING OF THE PETITION, THE ABOVE PROVISIONS ARE IN EFFECT IMMEDIATELY UPON SERVICE OF THE SUMMONS AND PETITION UPON THE RESPONDENT. IT REMAINS IN EFFECT UNTIL A FINAL DECREE OR JUDGMENT IS ISSUED, UNTIL THE PETITION IS DISMISSED, OR UNTIL FURTHER ORDER OF THE COURT.

**PETITIONER'S/RESPONDENT'S RIGHT TO REQUEST A HEARING**

Either petitioner or respondent may request a hearing to apply for further temporary orders, or to modify or revoke one or more terms of the automatic mutual restraining order, by filing with the court the Request for Hearing form specified in Form 8.080.2 in the UTCR Appendix of Forms.



Department of Consumer and Business Services  
Insurance Division

P.O. Box 14480, Salem, OR 97309-0405  
Phone: 503-947-7891, Fax: 503-378-4351  
350 Winter St. NE, Salem, OR 97301-3883  
Email: dcbs.insmail@state.or.us  
www.insurance.oregon.gov

**Notice to parties in a suit for marriage dissolution or legal separation  
regarding continuation of health coverage**

If you or your spouse have filed for divorce or legal separation and currently hold group health insurance coverage through your spouse, your coverage may end when the court grants your divorce or separation. Oregon law offers options that may enable you to continue your coverage. This notice outlines continued coverage options available under Oregon law. Federal law commonly known as COBRA may also enable you to continue coverage. Note: You must act promptly to continue coverage.

Applying for individual coverage may also be an option. Insurers can no longer deny enrollment to individuals because of health or pre-existing conditions. You may be eligible to enroll in a plan through healthcare.gov or directly from an insurer. If you apply for coverage through healthcare.gov, you may qualify for financial assistance.

For more information about Oregon and federal law, consult your health insurer, the plan administrator for your insurance coverage, the employer through whom your insurance is provided, or your attorney.

The following is a summary of options under Oregon law:

1. Continuation of existing coverage for a divorced or legally separated spouse who is 55 years of age or older (ORS 743.600 to 743.602). If you are a divorced or legally separated spouse and if you are 55 years of age or older when the dissolution or legal separation occurs, you may continue your existing group coverage until you obtain other group coverage or become eligible for Medicare. In order to continue coverage, you must do both of the following:

- A. You must notify the group health insurance plan administrator in writing of the dissolution or legal separation within 60 days of the entry of the decree of divorce or legal separation.
- B. You must elect to continue and pay for the group coverage. You must make the election on a form provided by the plan administrator.

Note: This provision applies only if your coverage is provided through an employer who employs 20 or more employees or if your coverage is provided by a group health insurance plan that covers 20 or more employees.

2. Continuation of existing coverage for a divorced spouse when federal law does not provide for continued coverage (ORS 743.610). If you are not able to continue your group health coverage under federal law (COBRA), you may continue your existing group coverage upon dissolution of your marriage for a period not exceeding nine months. The following requirements apply:

- A. You must have been continuously covered by the group policy for at least three months prior to your divorce.
- B. You must ask the insurer or the group policyholder, in writing, to continue your coverage. You must also pay the required premiums.
- C. You must make your request by the latter of the following dates:
  - (1) Ten days after the date that your coverage under the group policy as a qualified family member ends;
  - or
  - (2) Ten days after the date on which the employer or group policyholder gives notice of the right to continue coverage.

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1. Apply for individual coverage. If you were covered by a group health plan and you lost that coverage because of a legal separation or divorce, you may qualify for a special enrollment and be eligible to purchase an individual plan through healthcare.gov or from an insurer. To qualify for this special enrollment:

- (1) Apply through healthcare.gov and pay your premium within 60 days of the date you lost your group coverage; or
- (2) Apply for individual coverage from an insurer within 60 days of the date you lost your group coverage.

Remember: The longer you wait to apply, the later your coverage will start. Financial help is available only if you apply for insurance through healthcare.gov. Your insurance agent can also help you apply through healthcare.gov.

Prepared by Insurance Division, Department of Consumer and Business Services, under ORS 107.092.  
Revised January 9, 2015. Distributed by the Office of the State Court Administrator

*Consulat Général de France  
à San Francisco*

*Le Consul Général*



  
CONSULAT  
GÉNÉRAL  
DE FRANCE  
À SAN FRANCISCO  
*Liberté  
Égalité  
Fraternité*

**Authorization to travel to France with two minors**

The Consulate General of France in San Francisco hereby certifies that Mr. Arnaud PARIS (DOB: [REDACTED] 1978) is allowed to travel to France with his two daughters E [REDACTED] L [REDACTED] F [REDACTED] and J [REDACTED] M [REDACTED] P [REDACTED], both born on [REDACTED], 2015.

A French court granted Mr. PARIS full custody over his daughters. The judgement has been regularly registered in Oregon under No. 23DR08269 and thus it became an Oregon Judgment on the day it was registered, May 9, 2023. Therefore it is an official, registered judgment entitled to full recognition and enforcement by local authorities.

The Consulate General of France in San Francisco kindly asks CBP for their assistance in letting Mr. PARIS and his daughters board their flight to Paris, France.

San Francisco, July 22<sup>nd</sup> 2023



44 Montgomery Street, Suite 3400, San Francisco, CA 94104  
(415) 616-4906 - admin-francais.san-francisco-fst@diplomatie.gouv.fr



RE: URGENT: Contexte retour E et J F

[www.consulfrance-sanfrancisco.org](http://www.consulfrance-sanfrancisco.org)

De : Arnaud Paris [mailto:aparis@sysmicfilms.com]  
Envoyé : lundi 24 juillet 2023 12:10  
À : SAMSON Christelle <christelle.samson@diplomatie.gouv.fr>  
Cc : terence.richoux@trx-legal.com; 'BEDOUSSAC Anthony' <anthony.bedoussac@diplomatie.gouv.fr>; 'REYNES Olivier-Antoine' <olivier-antoine.reynes@diplomatie.gouv.fr>; 'SEILER Alexandre' <alexandre.seller@diplomatie.gouv.fr>  
Objet : URGENT: Contexte retour E et J P

\*\*\*[EMETTEUR EXTERNE] : Ne cliquez sur aucun lien et n'ouvrez aucune pièce jointe à moins qu'ils ne proviennent d'un expéditeur fiable, ou que vous ayez l'assurance que le contenu provient d'une source sûre\*\*\*.

Madame Samson, les avocats de Madame Brown essayent de faire croire aux services de polices français et à la justice française ainsi qu'à l'ambassade américaine à Paris que le consulat de SF a été complice d'un enlèvement.

Pourriez vous préparer une lettre en Français expliquant comment le consulat a validé les laisser passer en tout connaissance du TPOR et le fait que le consul s'est lui même déplacé pour confirmer avec le CBP que le TPOR n'avait plus de valeur face au jugement français et que nous avons la preuve écrite que Madame Brown s'engageait à ce que les enfants reviennent en France à l'issue de l'année scolaire 2022-2023.

Ce serait important de reprendre ce qu'a dit Monsieur le consul dans la discussion avec le CBP à l'embarquement (et qu'il pourra vous confirmer) je cite: "Vous pensez que le consul général de France se déplacerait en personne à l'embarquement pour cautionner un enlèvement d'enfants après avoir fait valider ce départ par l'ambassade française à Washington, le ministère des affaires étrangères français et avoir communiqué avec le CBP à Washington en amont de ce départ.

Pour info Madame Brown est en route pour essayer de ramener les enfants vers les USA. Il faut absolument que les services diplomatiques se mettent en relation avec le State Department et le FBI pour indiquer que Madame Brown s'apprête sans doute à kidnapper les enfants à Paris vu ses antécédents.

Merci encore pour votre aide sur ce dossier.

Cordialement,

Arnaud Paris

On 21/07/2023 09:12, SAMSON Christelle wrote:

Bonjour Monsieur Paris,

Oui, j'ai bien vu ce passage. En revanche, ce que je ne trouve pas, c'est le texte qui précise qu'une « objection » ne suspend pas la force exécutoire du jugement enregistré le temps que le juge local rende une décision.

**UNOFFICIAL AUTOMATIC TRANSLATION VIA GOOGLE TRANSLATE**

RE: URGENT: Context return E and F

[www.consulfur-sanfrancisco.org](http://www.consulfur-sanfrancisco.org)

By : Arnaud Paris [mailto:aparis@sysmicfilms.com]  
Sent: Monday July 24, 2023 12:10  
To: SAMSON Christelle <christelle.samson@diplomaHe.gouv.fr>  
Cc : terence.richoux@trx-legal.com; 'BEDOUSSAC Anthony'  
<anthony.bedoussac@diplomaHe.gouv.fr>; 'REYNES Olivier-Antoine'  
<olivier-antoine.reynes@diplomaHe.gouv.fr>; 'SEILER Alexandre'  
<alexandre.seller@diplomaHe.gouv.fr>  
Subject: URGENT: Context return E and F

\*\*\*[EXTERNAL SENDER]: Do not click on any links or open any attachments unless they come from a reliable sender, or that you are assured that the content comes from a source safe\*\*\*.

Mrs. Samson, Mrs. Brown's lawyers are trying to make the French police services and the French justice system, as well as the American embassy in Paris, believe that the SF consulate was complicit in a kidnapping.

Could you prepare a letter in French explaining how the consulate validated letting them pass with full knowledge of the TPOR and the fact that the consul himself went to confirm with the CBP that the TPOR no longer had value in the face of the judgment French and that we had written proof that Mrs. Brown agreed that the children would return to France at the end of the 2022-2023 school year.

It would be important to repeat what Mr. Consul said in the discussion with the CBP upon boarding (and which he will be able to confirm to you) I quote: "You think that the Consul General of France would travel in person to the boarding to support the kidnapping of children after having this departure validated by the French Embassy in Washington, the French Ministry of Foreign Affairs and having communicated with the CBP in Washington before this departure.

FYI Mrs. Brown is on her way to try to bring the children back to the USA. It is absolutely necessary for the diplomatic services to contact the State Department and the FBI to indicate that Mrs. Brown is undoubtedly preparing to kidnap the children in Paris given her background.

Thank you again for your help on this matter.

Sincerely,

Arnaud Paris

On 07/21/2023 09:12, SAMSON Christelle wrote:

Hello Mr Paris,

Yes, I saw this passage clearly. On the other hand, what I cannot find is the text which specifies that a "objection" does not suspend the enforceability of the recorded judgment until the local judge renders a decision.



IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF JACKSON

Heidi Marie Brown,

Petitioner,

v.

Arnaud Paris,

Respondent.

Docket No. 22DR17285

Medford, Oregon

November 14, 2023

VOLUME 1

PARTIAL TRANSCRIPT OF MOTION HEARING  
BEFORE THE HONORABLE DAVID ORR  
CIRCUIT COURT JUDGE.

APPEARANCES:

For the Petitioner: Buckley Law, PC  
By: Taylor Murdoch  
Lake Oswego, OR 97035

For the Respondent: Arnaud Paris, pro se

Transcription Service: CourtScripts, LLC  
Jennifer Muir, CET-1149  
PO Box 123  
Philomath OR 97370  
(541)207-7412  
jmuirtranscriber@gmail.com

Proceedings recorded by electronic sound recording;  
transcript produced by transcription service.

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G E N E R A L I N D E X

November 14, 2023 Motion Hearing  
Motion to continue  
Motion to continue denied

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1 November 14, 2023

2 (Requested portion begins at 10:13 a.m.)

3 MR. PARIS: And again, I don't  
4 understand why we are proceeding with trial while you  
5 don't have jurisdiction in this matter, Your Honor.

6 THE COURT: So that's not before me  
7 today. That is -- I've already decided. I understand  
8 that you disagree with my decision, and there's more  
9 we can talk about there, but I'm just looking at the  
10 timing of this motion to continue. You're saying you  
11 need a lawyer, but you knew we had this set; you knew  
12 we had trial set for the 29th. Was there anything  
13 that triggered this just of late? What's going on?

14 MR. PARIS: The fact -- yes. I was  
15 very surprised that Your Honor and the courts decided  
16 to ignore about 15 of my -- of my emails where I've  
17 been asking repeatedly, why are we not hearing the  
18 motions to dismiss that have been filed since the  
19 beginning of September? It's been more than two  
20 months.

21 THE COURT: All right. So -- yeah. A  
22 few things to note here, comments to you and just for  
23 the record in general.

24 So you probably recall that, at the  
25 time that we were litigating the motion to dismiss,

1 there was a status quo order that prohibited you from  
2 removing the children in question from this state.  
3 You disagreed with that, and you brought it before the  
4 court, and you and your attorney argued that the  
5 status quo should not be ordered and that you should  
6 be allowed to remove the children from the state.  
7 That motion was heard, the arguments were heard, and  
8 the court said, "No. That status quo order remains in  
9 place at least while this hearing on the motion to  
10 dismiss is pending."

11 During the course of that motion to  
12 dismiss that went over several nonconsecutive days,  
13 you, at one point, suddenly disappeared. You took the  
14 children in violation of the court's order out of the  
15 state and out of the United States and are still  
16 holding them right now as we speak.

17 So I told you as we continued the  
18 hearing, after you had removed these children contrary  
19 to the court's order, I told you you would be allowed  
20 to sit in and listen -- just like if you were local  
21 here, you could come in and sit in the audience -- but  
22 you were not to participate. And that is because it  
23 would make no sense to me or to any court, I don't  
24 believe, when you are in flagrant violation of  
25 basically the most fundamental order that's in place

1 right now, and that is, where are these children going  
2 to be?

3 When you are in flagrant violation of  
4 that order, you are not going to come back in to court  
5 and continue to litigate about where these kids should  
6 be or where they shouldn't be or what's going to  
7 happen with these children, absolutely not.

8 The court is not -- this is  
9 basically -- you're asking --

10 MR. PARIS: So it was a section --

11 THE COURT: Be quiet right now. This  
12 is as though you are asking the Court to negotiate  
13 with hostage-takers. This is what this looks like.  
14 You are now holding these children criminally. It  
15 doesn't matter to me whether you were charged  
16 criminally or not. You have violated a criminal  
17 statute --

18 MR. PARIS: Sir, I am in France --

19 THE COURT: Be quiet, sir.

20 MR. PARIS: I'm in France, Your Honor.

21 THE COURT: Be quiet, sir. You have  
22 violated a criminal statute, and it's a felony.  
23 You're holding these children contrary to the court's  
24 order, and you want to continue to litigate? I don't  
25 understand. So in your motions, your subsequent

1 motions to dismiss, which you filed -- 13,  
2 14 -- you're asking -- if you think about the lack of  
3 logic here, you're asking -- a motion is asking for an  
4 order. That's what a motion is. A motion is asking  
5 for a court order.

6 I don't know what court orders mean to  
7 you or why you would be asking for them since you seem  
8 to just do whatever you want, and you flagrantly  
9 disobey court orders. This is extremely unacceptable.

10 And, you know, I've seen different  
11 people violate different court orders at different  
12 times but when it comes to children and unlawful  
13 taking of children, removing them from a country  
14 against a court order, and then you want to continue  
15 to hold them over there, and now you have them  
16 overseas, and you want to litigate this case?

17 So understand this, all your motions  
18 that you filed subsequent to removing the  
19 children -- and "removing" is a kind word; the more  
20 accurate word is "abducting." All the motions that  
21 you filed --

22 MR. PARIS: Objection.

23 THE COURT: -- are not going to be  
24 considered. You do not -- there's no objecting right  
25 now. You can object at the end, and you can record



1 whatever objections you want. You are not to  
2 interrupt me.

3 So all the motions you filed are simply  
4 senseless to me. They are not going to be considered.  
5 All you can do at this point with regards to any kind  
6 of ligation involving what's going to happen with  
7 these children is listen in.

8 Today, I am allowing you to participate  
9 in this hearing because it's not about what's going to  
10 happen with the children; it's about if and how much  
11 attorney fees you are going to have to pay. That it  
12 seemed to me appropriate that you should be allowed to  
13 participate in and give your input, make your legal  
14 arguments, present evidence if you have any. That's  
15 appropriate.

16 As to anything regarding these  
17 children, no. The Court is not going to be -- you're  
18 not going to make a mockery of the Court. Abducting  
19 the children and then continuing to litigate the case  
20 about your children while you've taken them against a  
21 court order that you were fully aware of because you  
22 were arguing against it. And you heard me tell you,  
23 "You can't remove these children from Oregon," and you  
24 did so, and you're still holding them.

25 Ms. Brown's attorney did not ask for an

1 arrest warrant for contempt. I'm not sure why. Had  
2 he asked for one, it certainly would have been  
3 granted, and I would have issued a warrant for your  
4 arrest.

5 So I'm not going to play these games  
6 with you, Mr. Paris. So you can be here today. You  
7 can be heard about attorney's fees, that's  
8 appropriate, but not about anything relating to where  
9 these children are going to be.

10 Continuing on, when we were trying to  
11 set this hearing for the attorney fees, my assistant  
12 contacted you. This is what she told me. And  
13 she -- well, she contacted both you and Mr. Murdoch.  
14 And she provided three dates and said to each of you,  
15 "Please advise which of these dates are available."  
16 She tells me that you, Mr. Paris, said you're not  
17 going to give her any dates or agree to any hearing  
18 dates until you get hearings set on your motions, the  
19 motions regarding the children regarding jurisdiction  
20 and so forth, which I had already told you I am not  
21 prepared to entertain.

22 So she asked me, "Well, what do I do?  
23 He won't respond. He won't give me any date." This  
24 is what my assistant, Ms. Allen (phonetic), was  
25 saying; that you wouldn't agree to any date until I

1 set a hearing on your motions. I said, "Well, if he's  
2 not willing to respond, just set it on one of those  
3 three dates." And that's how we came up with this  
4 date.

5 So now for you to move to continue  
6 seems disingenuous to me. So for that reason, I am  
7 going to deny the motion to continue.

8 In addition, I should tell you that my  
9 assistant was telling me that you keep on writing her  
10 email after email with lots and lots of texts, long  
11 narratives. This is not appropriate. The contact  
12 with my assistant is just for the purpose of  
13 scheduling. She's not going to hear the merits of  
14 your case, nor is she going to communicate them to me.  
15 I don't let her. So all that was just -- I don't know  
16 what you wrote in there, but it was just a waste of  
17 your time because I'm not going to consider those  
18 things.

19 Anyway, at a certain point -- and I  
20 don't know. I didn't read your emails but maybe  
21 because of the volume or the tone or the  
22 inappropriateness, I don't really know. It wouldn't  
23 seem to me that you acted directly inappropriate  
24 because you haven't been inappropriate in court. I  
25 grant you that. You have been appropriate.

1                   But she complained to the trial court  
2 administrator and then later told me that the trial  
3 court administrator sent you an email saying that "You  
4 need to knock this off or else you are going to be  
5 blocked." I don't know what's happened, if anything,  
6 since then.

7                   Mr. Murdoch, where did we leave this?

8                   MR. PARIS: I'm sorry, Your Honor. Can  
9 I speak?

10                  THE COURT: Go ahead.

11                  MR. PARIS: So did you read my motions,  
12 Your Honor?

13                  THE COURT: You can speak. I'm not  
14 having a discussion with you. If there's something  
15 you want to say about the attorney fees here  
16 that -- I'm going to give you a chance to speak after  
17 Mr. Murdoch speaks, but Mr. Murdoch is the one  
18 requesting attorney fees. So I am listening to him  
19 first, and then I'll listen to you fully. Is there  
20 something I need to hear before we hear the merits?

21                  MR. PARIS: Yes, yes. I think you need  
22 to hear this before the merits, Your Honor.

23                  THE COURT: Go ahead.

24                  MR. PARIS: I think it's important  
25 that --

1 THE COURT: Go ahead.

2 MR. PARIS: So these motions that I  
3 filed that you say that you are not going to consider,  
4 on what ground are you not going to consider them,  
5 Your Honor, please?

6 THE COURT: Were you listening to me  
7 talking the last 10 minutes?

8 MR. PARIS: Yes, but it looks like you  
9 are denying me due process again. I have a right to  
10 file these motions. You have an obligation to read  
11 them. And if you're not going to entertain them, you  
12 have to tell me why.

13 THE COURT: Okay. Thank you.

14 Mr. Murdoch, please continue.

15 MR. MURDOCH: Thank you, Your Honor.  
16 So the timeline is as follows:

17 Mother filed her petition for custody,  
18 parenting time, and child support on October 7th,  
19 2022. She claimed an award of attorney  
20 (indiscernible) cost. A TPOR was granted by this  
21 court on October 11th, 2022.

22 MR. PARIS: Objection.

23 MR. MURDOCH: And it remains in --

24 THE COURT: So, Mr. Paris --

25 MR. PARIS: -- the relevance --

1 THE COURT: Mr. Paris, the objections  
2 would be to evidence. If you don't want evidence  
3 coming in, then you have to make a contemporaneous  
4 objection. If you're objecting to argument --

5 MR. PARIS: I want --

6 THE COURT: -- you can't do it while  
7 he's talking. You can -- when he's finished  
8 talking --

9 MR. PARIS: I would like to --

10 THE COURT: -- then you just respond.  
11 So I need you to stop talking right now, sir.

12 MR. PARIS: I would like to --

13 THE COURT: I need you to stop talking,  
14 Mr. Paris. I'll hear from you fully after I hear from  
15 Mr. Murdoch, okay, but right now, we need to be able  
16 to conduct this hearing. So you need to stop talking.

17 Mr. Murdoch, go ahead.

18 MR. MURDOCH: A temporary protective  
19 order of restraint was granted by this court on  
20 October 11th, 2022. It would be equal parenting time  
21 and the children in Oregon. Father has acknowledged  
22 the temporary protective order of restraint  
23 repeatedly. Father filed his first motion to dismiss  
24 on the subject --

25 MR. PARIS: Objection.



1 MR. MURDOCH: -- matter jurisdiction --

2 THE COURT: Mr. Paris, I just told you  
3 to stop talking. You can -- at the end of Mr.  
4 Murdoch's comments --

5 MR. PARIS: I have an objection.

6 THE COURT: -- you can tell me  
7 everything you objected to, okay, but now you need to  
8 stop. I don't want to have to turn off your mic or  
9 mute you, but we need to be able to get through this  
10 hearing. And if you keep on objecting while --

11 MR. PARIS: I am sorry, Your Honor.

12 THE COURT: -- he's making his  
13 arguments, we're not going to get anywhere.

14 MR. PARIS: This was a mistake.

15 THE COURT: So please just stop --

16 MR. PARIS: We're not supposed to --

17 THE COURT: -- talking.

18 MR. PARIS: We're not supposed to --

19 THE COURT: If you don't stop, I am  
20 going to have to mute you. So please let him finish  
21 his argument, and then you will be heard. That's all.

22 All right. Mr. Murdoch, let's try  
23 again.

24 MR. PARIS: This is a legal error.

25 THE COURT: We --

1 MR. MURDOCH: Father filed his --

2 THE COURT: Go ahead, Mr. Murdoch.

3 MR. PARIS: This is a legal error.

4 THE COURT: Mr. Paris, how many times

5 can I warn you? Stop interjecting. You will get a

6 full opportunity to be heard if he's making legal

7 errors or whatever it is. I mean, surely you

8 understand that I can't just have you talk whenever

9 you want and at the same time conduct a hearing.

10 Surely you can understand that. There is no prejudice

11 to you if you wait and make your comments after Mr.

12 Murdoch has spoken. Please, I am asking you, stop

13 interrupting.

14 MR. PARIS: Yes, Your Honor, because --

15 THE COURT: Please be quiet. And I am

16 not going to caution you anymore. Next time I am just

17 going to have to mute you. Okay?

18 So go ahead, Mr. Murdoch.

19 MR. MURDOCH: Father filed his first

20 motion to dismiss for lack of subject matter

21 jurisdiction on January 5th, 2023. He claimed an

22 award of fees and costs, the prevailing party on that

23 motion citing Dornbusch and Dornbusch, 195 Or. App.

24 61 -- 71, a 2004 case, on page 9 of his motion.

25 He then filed his second motion to

1 dismiss on April 18th, 2023, again asking for award of  
2 fees to the prevailing party. That's at page 21 of  
3 his second motion to dismiss.

4 Father filed his third motion to  
5 dismiss on May 24th, 2023. He again asked for an  
6 award of fees to the prevailing party. That's on page  
7 14 of his motion.

8 When a party consistently takes a  
9 position before the court that fees are at issue, the  
10 court clearly has "authority to award fees and cost."  
11 I'm citing Barnes and Brennan. It's a 2021 case, 315  
12 Or. App. 494 at pages 495 to 96.

13 Mother filed a response to the motion  
14 to dismiss on June 13th, 2023. The contested hearing  
15 on the motions to dismiss came before the court on  
16 July 12th, 13th, and 18th. During May and June,  
17 Father objected to Mother obtaining any evidence in  
18 the form of depositions about significant connection  
19 jurisdiction.

20 Father later claimed at court  
21 significant connection jurisdiction despite his  
22 voluminous and repeated protest in order to stop  
23 Mother from gathering evidence. Mother incurred  
24 extraordinary costs in litigating this matter. She  
25 testified at court on August 3rd or August 4th that

1 she had spent approximately \$300,000 in litigation  
2 with Father. There were multiple hearings over  
3 numerous contested matters.

4 Father appeared in person, as the court  
5 knows well, for the first three days of the contested  
6 hearing. Then he wrongfully misrepresented the  
7 foreign judgment as registered to the authorities. He  
8 took the children out of state, which alone  
9 be -- leaving alone the fact that he departed the  
10 United States. Just going out of state was a  
11 violation of the temporary protective order of  
12 restraint that was before the resumption of the  
13 hearing on August 3rd. He absconded with the  
14 children. He went to France with them. They remain  
15 in France in violation of this court's orders.

16 The court granted dismissal of Father's  
17 motion to dismiss on August 3rd, 2023. There was an  
18 order re: dismissal of respondent's motion to dismiss  
19 that the court signed on August 18th, 2023. The court  
20 specifically ordered that the award of attorney fees  
21 and costs was subject to ORCP 68 on page 2 of the  
22 court's order. That order was entered on August 22nd,  
23 2023.

24 Mother timely filed her statement of  
25 attorney fees and costs 14 days later after entry of

1 the order on September 5, 2023. She noted numerous  
2 bases for fees and costs included in ORS 107.105,  
3 107.445, as incorporated by 109.103, ORS 109.155, and,  
4 as I've cited to the Court, the statute that provides  
5 for extensive recouping of costs incurred by a  
6 prevailing party in UCCJA litigation, ORS 109.811. It  
7 provides that as follows (as read):

8 "The court shall award the prevailing  
9 party," Mother, in a UCCJA action,  
10 "reasonable expenses incurred by the  
11 prevailing party," again, Mother,  
12 "including costs, communication expenses,  
13 attorney fees, investigative fees, expenses  
14 for witnesses, travel expenses and  
15 childcare expenses during the course of the  
16 proceeding, unless the party from whom the  
17 fees and expenses are sought establishes  
18 that the award would be clearly  
19 inappropriate."

20 Mother also cited an additional basis,  
21 as I noted, which was the response to the petition,  
22 which sought fees, and his request for prevailing  
23 party fees on the motions to dismiss. Mother provided  
24 all the grounds for fees in her statement and her  
25 declaration to counsel. She provided statements for

1 three attorneys' offices' worth of a year of complex  
2 litigation. That's my office; that's Mr. Carty's  
3 office; that's Ms. Root's (phonetic) office, as well  
4 as the witness fees that the court identified in its  
5 review of the statement.

6 Father filed a response on September  
7 16th. That response, I want to note for the Court,  
8 did not request a postponement due to the fact that  
9 Father was pro -- pro se. I've reviewed the -- the  
10 response that he filed, and it made no mention of the  
11 issue that Father is raising here today, months after  
12 the statement was filed.

13 I want to note for the Court, as I  
14 noted in my objection -- or response to the objection,  
15 it's not a true copy. It included handwritten copies,  
16 and what was filed was not served on Mother.  
17 Accordingly, it should be considered untimely.

18 To the extent that it's considered, it  
19 makes spurious allegation, and it doesn't engage with  
20 the substantive basis for the award of fees that  
21 Mother provided. It accrudes (sic) -- includes a  
22 criminal complaint that Father filed in France that I  
23 understand has already been adjudicated in Mother's  
24 favor with a significant penalty to Father. Father  
25 filed -- Mother filed her response to the objections



1 timely on September 26th.

2           The Court already recited about some of  
3 the issues that we've had in Father merely to get him  
4 to appear at this hearing. He provided his  
5 availability to the court in a competing litigation in  
6 California regarding the parties' real property down  
7 there, which indicated he was available for the court  
8 on certain dates and then objected when that was  
9 provided to the court. He still refuses to abide by  
10 this court's orders.

11           I want to submit to the Court, Your  
12 Honor, with trial set for November 29th, 2023, the  
13 protestations and the extreme lack of respect for this  
14 proceeding and this Court is simply unheard of. Mr.  
15 Paris makes it -- as the Court indicated -- is  
16 attempting to make a mockery of these proceedings.  
17 Every step that he takes is specifically taken to  
18 undermine and -- and minimize this Court's authority  
19 to adjudicate what it determined on August 18th that  
20 it could -- that it has subject matter jurisdiction of  
21 the -- over these minor children.

22           Mother requested award of attorney fees  
23 and costs in her statement. She requested attorney  
24 fees and costs of \$200,904.85. She also requested an  
25 initial \$3,000 in fees if we had to go forward in this

1 hearing. We are now at this hearing. So accordingly,  
2 Mother requests \$203,904.85 for the extraordinary  
3 costs that she's incurred to have to deal with Father  
4 and his extreme disregard for this Court's -- this  
5 Court's authority and its ability to make orders  
6 consistent with its jurisdiction.

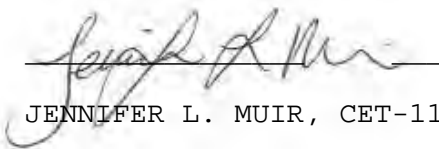
7 This Court has jurisdiction. This  
8 Court assumed jurisdiction as a result of Mother  
9 prevailing in this proceeding. It is lawful that the  
10 Court award fees, and, accordingly, pursuant to  
11 109.811, Father would have to demonstrate that it is  
12 clearly inappropriate to award fees. He cannot  
13 because it is not.

14 The request for fees that Mother makes  
15 is consistent with Oregon law, and it's consistent  
16 with -- with Father's extraordinary behavior in this  
17 matter. Thank you.

18 (End of requested portion at 10:32 a.m.)  
19  
20  
21  
22  
23  
24  
25

CERTIFICATE

I, Jennifer L. Muir, CET-1149, a court-approved transcriber, do hereby certify that the foregoing is a correct transcript from the official electronic sound recording of the proceedings in the above-entitled matter, to the best of my professional skills and abilities.

A handwritten signature in dark ink, appearing to read "Jennifer L. Muir", is written over a horizontal line.

JENNIFER L. MUIR, CET-1149 November 28, 2023

Certified Electronic Transcriber

EXHIBIT 10  
Page 1 of 4

has significant connection jurisdiction pursuant to the Uniform Child Custody Jurisdiction Enforcement Act (UCCJEA). This Court previously assumed UCCJEA jurisdiction. No other state has jurisdiction over the minor children and Father's previous request to register a foreign judgment from France was denied. It is appropriate that this court continue UCCJEA jurisdiction of the minor children.

2. A Temporary Protective Order of Restraint was entered on October 12, 2022. It remains in full force and effect and provides, among other things for the minor children to remain in Oregon with shared parenting time with both parents.
3. Father testified that he remains in France with the minor children in flagrant, willful, contemptuous violation of the Court's orders.

**NOW THEREFORE, IT IS HEREBY ORDERED:**

1. Father shall return the minor children to Oregon no later than December 14, 2023.
2. The Court's ruling on Mother's *Statement* shall be deferred. A hearing for status check regarding the children's location shall be set on December 21, 2023 at 9:00 a.m.

12/21/2023 10:27:43 AM



Circuit Court Judge David J. Orr

**UTCR 5.100 Certificate of Readiness Follows on Next Page**

1 **UTCR 5.100 CERTIFICATE OF READINESS:** This proposed order is ready for judicial  
signature because it has been served on the opposing party, who  
2 has provided objections which have been submitted herewith

3 DATED this 14 of December, 2023.

4 **BUCKLEY LAW P.C.**

5 By: 

6 Taylor L. M. Murdoch, OSB No. 111307  
7 tlm@buckley-law.com  
of Attorneys for Mother

8 **APPROVED AS TO FORM:**

9  
10 Arnaud Paris  
Pro Se Respondent/ Father

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
date



1 **CERTIFICATE OF SERVICE:** I certify that I served on December 11, 2023, a complete and  
2 exact copy (true copy) of this *Order Re: Contact* on the parties or their representative(s) by  
3 emailing a true copy to the below individual:

4 **Arnaud Paris**  
5 ***Pro Se* Respondent**  
6 **13 Rue Ferdinand Duval**  
7 **Paris France 75004**

8  
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24  
25  
DATED this 11 day of December, 2023.

**BUCKLEY LAW P.C.**

By: 

Taylor L. M. Murdoch, OSB #111307  
tlm@buckley-law.com  
of Attorneys for Mother

Verified Correct Copy of Original 2/27/2024

1 ARNAUD PARIS  
13 rue Ferdinand Duval  
2 75004, PARIS, FRANCE  
Telephone: +33688283641  
3 Email: [aparis@svsmicfilms.com](mailto:aparis@svsmicfilms.com)

Respondent in Pro Per

4 IN THE CIRCUIT COURT OF THE STATE OF OREGON  
5 FOR THE COUNTY OF JACKSON

6 In the Matter of:

7 HEIDI MARIE BROWN,

8 Petitioner,

9 and

10 ARNAUD PARIS,

11 Respondent, Pro Per.  
12

Case No. 23CN05721

**ORDER FOR REMOTE APPEARANCE  
AT HEARING TO SHOW CAUSE**

13 The court orders:

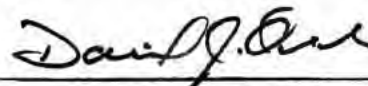
14 ☐ The request to appear remotely on hearing to show cause is GRANTED.

15 ☒ The request to appear remotely on hearing to show cause is DENIED.

16 Defendant is ORDERED to appear in person.

17 Detailed legal justification for granting or denying the order:  
18  
19  
20  
21

2/28/2024 4:24:12 PM

22   
23

Circuit Court Judge David J. Orr

- 1 -  
24

**CERTIFICATE OF READINESS – UTCR 5.100**

This proposed order or judgment is ready for judicial signature because:

1. ☐ Each party affected by this order or judgment has stipulated to the order or judgment, as shown by each party's signature on the document being submitted.
2. ☐ Each party affected by this order or judgment has approved the order or judgment, as shown by each party's signature on the document being submitted or by written confirmation of approval sent to me.
3. ☐ I have served a copy of this order or judgment on all parties entitled to service and:
  - ☐ No objection has been served on me.
  - ☐ I received objections that I could not resolve with the objecting party despite reasonable efforts to do so. I have filed with the court a copy of the objections I received and indicated which objections remain unresolved.
  - ☐ After conferring about objections, [role and name of opposing party] agreed to independently file any remaining objection.
4. ☒ Service is not required pursuant to subsection (3) of UTCR 5.100, or by statute, rule, or otherwise.
5. ☐ This is a proposed judgment that includes an award of punitive damages and notice has been serviced on the Director of the Crime Victims' Assistance Section as required by subsection (5) of UTCR 5.100

Prepared on February 22nd 2024 in Paris and sent to the court by FEDEX

By: 

ARNAUD PARIS, Respondent, Pro Per  
 13 rue Ferdinand Duval, 75004, PARIS, FRANCE  
 Telephone: +33688283641 - Email: [aparis@sysmicfilms.com](mailto:aparis@sysmicfilms.com)

Verified Correct Copy of Original 2/27/2024.

**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing **ORDER FOR REMOTE APPEARANCE AT HEARING TO SHOW CAUSE** on the following parties:

Heidi Marie Brown  
2256 Abbott Ave  
Ashland, OR 97520  
heidimparis@gmail.com  
Respondent

Taylor L.M. Murdoch,  
Buckley Law P.C.  
5300 Meadows Road, Suite 200  
Lake Oswego, OR 97035  
TLM@buckley-law.com  
Last Known Attorney for Respondent

By the following method or methods:

☐ by mailing full, true, and correct copies thereof in sealed, first class postage prepaid envelopes, addressed to the attorneys(s) as shown above, the last known office address of the attorney(s), and deposited with the United States Postal Service at Portland, Oregon on the date set forth below.

☒ by emailing full, true, and correct copies thereof to the attorney(s) at the email address shown above, which is the last known email address for the attorney(s) office, on the date set forth below.

☐ by faxing full, true, and correct copies thereof to the attorney(s) at the fax number(s) shown above, which is the last known fax number for the attorney(s) office, on the date set forth below. The receiving fax machines were operating at the time of service and the transmission was properly completed.

☐ by selecting the individual(s) listed above as a service contact when preparing this electronic filing submission, thus causing the individual(s) to be served by means of the court's electronic filing system.

Prepared on February 22nd 2024 in Paris and sent to the court by FEDEX

By: 

ARNAUD PARIS, Respondent, Pro Per  
13 rue Ferdinand Duval, 75004, PARIS, FRANCE  
Telephone: +33688283641 - Email: aparis@sysmicfilms.com

- 3 -

1 ARNAUD PARIS  
2 13 rue Ferdinand Duval  
3 75004, PARIS, FRANCE  
4 Telephone: +33688283641  
5 Email: [aparis@sysmicfilms.com](mailto:aparis@sysmicfilms.com)

6 Respondent in Pro Per

7  
8 IN THE CIRCUIT COURT OF THE STATE OF OREGON  
9  
10 FOR THE COUNTY OF JACKSON

11 In the Matter of:

12 HEIDI MARIE BROWN,

13 Petitioner,

14 and

15 ARNAUD PARIS,

16 Respondent, Pro Per.

Case No. 23CN05721

**ORDER FOR REMOTE APPEARANCE  
AT HEARING TO SHOW CAUSE**

17 The court orders:

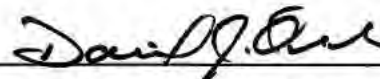
18 ☐ The request to appear remotely on hearing to show cause is GRANTED.

19 ☒ The request to appear remotely on hearing to show cause is DENIED.

20 Defendant is ORDERED to appear in person.

21 Detailed legal justification for granting or denying the order:

22 3/4/2024 3:25:57 PM

23 

24 Circuit Court Judge David J. Orr

- 1 -



**CERTIFICATE OF READINESS – UTCR 5.100**

This proposed order or judgment is ready for judicial signature because:

1. ☐ Each party affected by this order or judgment has stipulated to the order or judgment, as shown by each party's signature on the document being submitted.
2. ☐ Each party affected by this order or judgment has approved the order or judgment, as shown by each party's signature on the document being submitted or by written confirmation of approval sent to me.
3. ☐ I have served a copy of this order or judgment on all parties entitled to service and:
  - ☐ No objection has been served on me.
  - ☐ I received objections that I could not resolve with the objecting party despite reasonable efforts to do so. I have filed with the court a copy of the objections I received and indicated which objections remain unresolved.
  - ☐ After conferring about objections, [role and name of opposing party] agreed to independently file any remaining objection.
4. ☒ Service is not required pursuant to subsection (3) of UTCR 5.100, or by statute, rule, or otherwise.
5. ☐ This is a proposed judgment that includes an award of punitive damages and notice has been serviced on the Director of the Crime Victims' Assistance Section as required by subsection (5) of UTCR 5.100

Prepared on February 29th 2024 in Paris and sent to the court by FEDEX

By: 

ARNAUD PARIS, Respondent, Pro Per  
13 rue Ferdinand Duval, 75004, PARIS, FRANCE  
Telephone: +33688283641 - Email: [aparis@sysmicfilms.com](mailto:aparis@sysmicfilms.com)



**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing **ORDER FOR REMOTE APPEARANCE AT HEARING TO SHOW CAUSE** on the following parties:

Heidi Marie Brown  
2256 Abbott Ave  
Ashland, OR 97520  
[heidimparis@gmail.com](mailto:heidimparis@gmail.com)  
Respondent

Taylor L.M. Murdoch,  
Buckley Law P.C.  
5300 Meadows Road, Suite 200  
Lake Oswego, OR 97035  
[TLM@buckley-law.com](mailto:TLM@buckley-law.com)  
Last Known Attorney for Respondent

By the following method or methods:


☐ by mailing full, true, and correct copies thereof in sealed, first class postage prepaid envelopes, addressed to the attorney(s) as shown above, the last known office address of the attorney(s), and deposited with the United States Postal Service at Portland, Oregon on the date set forth below.

☒ by emailing full, true, and correct copies thereof to the attorney(s) at the email address shown above, which is the last known email address for the attorney(s) office, on the date set forth below.

☐ by faxing full, true, and correct copies thereof to the attorney(s) at the fax number(s) shown above, which is the last known fax number for the attorney(s) office, on the date set forth below. The receiving fax machines were operating at the time of service and the transmission was properly completed.

☐ by selecting the individual(s) listed above as a service contact when preparing this electronic filing submission, thus causing the individual(s) to be served by means of the court's electronic filing system.

Prepared on February 29th 2024 in Paris and sent to the court by FEDEX

By:   
ARNAUD PARIS, Respondent, Pro Per  
13 rue Ferdinand Duval, 75004, PARIS, FRANCE  
Telephone: +33688283641 - Email: [aparis@sysmicfilms.com](mailto:aparis@sysmicfilms.com)